TITLE 2.—THE CONGRESS

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Chapter 1.—ELECTION OF SENATORS AND REPRESENTATIVES

§ 2. Number and apportionment of Representatives.

CODIFICATION

Act Aug. 8, 1911, ch. 5, §§ 1, 2, 37 Stat. 13, 14, formerly classified to this section, fixed the composition of the House of Representatives at 435 Members, to be apportioned to the States therein enumerated. For provisions dealing with reapportionment of Representatives and manner of election, etc., see sections 2a and 2b of this title.

Chapter 2.—ORGANIZATION OF CONGRESS

Sec.

28a. Compilation of the Precedents of House of Representatives; date of completion; biennial update; printing and availability of copies [New].

29a. Early organization of House of Representatives [New].

(a) Caucus or conference for incumbent Members reelected to and Members-elect of ensuing Congress; time and procedure for calling.

(b) Payment and reimbursement for travel and per diem expenses for Members attending caucus or conference; exceptions; regulaments; reimbursement vouchers.

(c) Availability of contingent fund of House.

29b. Commission on Information and Facilities in House of Representatives [New].

(a) Establishment; composition.

(b) Advisory Council; establishment; composition; compensation.

(c) Study of informational problems, facilities and space, and House legislative counsel requirements.

(d) Scope of study of information problems.

(e) Annual progress reports to Speaker; contents; submission date of final report; completion date of study of House legislative counsel requirements.

(f) Meetings; quorum.

(g) Travel expenses and per diem for members and staff.

(h) Utilization of staff of Joint Committee on Congressional Operations; appointment and compensation of other necessary staff.

(i) Availability of contingent fund of House.

§ 24. Secretary of Senate or assistant secretary may administer oaths.

The Secretary of the Senate, and the assistant secretary thereof, shall, respectively, have power to administer any oath or affirmation required by law, or by the rules or orders of the Senate, to be taken by any officer of the Senate, and to any witness produced before it. (As amended July 9, 1971, Pub. L. 92–51, § 101, 85 Stat. 125.)

CHANGE OF NAME

The assistant secretary of the Senate deemed the successor in references to the chief clerk of the Senate in all laws, rules, resolutions, and orders, effective July 1, 1971, under provisions of Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 125, set out as section 61a–7 of this title.

§ 25. Oath of Speaker, Members, and Delegates.

DELEGATES FROM GUAM AND VIRGIN ISLANDS

Provisions respecting representation in Congress by a Delegate from Guam and Virgin Islands to the House of Representatives, see section 1711 et seq. of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 28a. Compilation of the Precedents of House of Representatives; date of completion; biennial update; printing and availability of copies.

The Speaker is authorized and directed to complete the Compilation of the Precedents of the House of Representatives by January 1, 1977, and prepare an updated compilation of such precedents every two years thereafter. Copies of the Compilation of Precedents shall be printed in sufficient quantity to be available to every Member and the standing committees of the House of Representatives. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 208 of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 208 of House Res. No. 988.

CROSS REFERENCES

Office of the Law Revision Counsel, establishment, purpose, functions, etc., see section 285 et seq. of this title.

§ 29a. Early organization of House of Representatives.

(a) Caucus or conference for incumbent Members reelected to and Members-elect of ensuing Congress; time and procedure for calling.

(1) The majority leader or minority leader of the House of Representatives after consultation with the Speaker may at any time during any even-numbered year call a caucus or conference, to begin on or after the first day of December and conclude on or before the twentieth day of December in such year and to be attended by all incumbent Members of his or her political party who have been reelected to the ensuing Congress and all other Members-elect of such party, for the purpose of taking all steps necessary to achieve the prompt organization of the Members and Members-elect of such party for the ensuing Congress.

(2) If the majority leader or minority leader calls an organizational caucus or conference under paragraph (1), he or she shall file with the Clerk of the House a written notice designating the date upon which the caucus or conference is to convene. As soon as possible after the election of Members to the ensuing Congress, the Clerk shall furnish each Member-elect of the party involved with appropriate written notification of the caucus or conference.

(3) If a vacancy occurs in the office of majority leader or minority leader during any even-numbered year (and has not been filled), the chairman of the caucus or conference of the party involved for the current Congress may call an organizational caucus or conference under paragraph (1) by filing written notice thereof as provided by paragraph (2).

(b) Payment and reimbursement for travel and per diem expenses for Members attending caucus or conference; exceptions; regulations governing payments and reimbursements; reimbursement vouchers.

(1)(A) Each Member-elect (other than an incumbent Member reelected to the ensuing Congress) who attends a caucus or conference called under subsection (a) of this section, and each incumbent Member reeleted to the ensuing Congress who attends any such caucus or conference convening after the adjournment sine die of the Congress in the year involved, shall be paid for one round trip between his or her place of residence in the district which he or she represents and Washington, District of Columbia, for the purpose of attending such caucus or conference. Payment shall be made through the issuance of a transportation request form to each such Member-elect or incumbent Member by the Finance Office of the House before such caucus or conference.

(B) Each Member-elect (other than an incumbent Member reelected to the ensuing Congress) who attends a caucus or conference called under subsection (a) of this section shall in addition be reimbursed on a per diem or other basis for expenses incurred in connection with his or her attendance at such caucus or conference for a period not to exceed the shorter of the following—

(i) the period beginning with the day before the designated date upon which such caucus or conference is to convene and ending with the day after the date of the final adjournment of such caucus or conference; or

(ii) fourteen days.

(2) Payments and reimbursements to Members-elect under paragraph (1) shall be made as provided (with respect to Members) in the regulations prescribed by the Committee on House Administration with respect to travel and other expenses of committees and Members. Reimbursements shall be paid on special voucher forms prescribed by the Committee on House Administration.

(c) Availability of contingent fund of House.

The contingent fund of the House is made available to carry out the purposes of this section. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 202 of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 202 of House Res. No. 988.

CROSS REFERENCES

Office of the Law Revision Counsel, establishment, purpose, functions, etc., see section 285 et seq. of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 43b–2 of this title.

§ 29b. Commission on Information and Facilities in House of Representatives.

(a) Establishment; composition.

There shall be in the House of Representatives a Commission on Information and Facilities (hereinafter in this section referred to as the "Commission"), which shall be composed of nine Members of the House appointed by the Speaker, including the House Members of the Joint Committee on Congressional Operations, no more than five being members of the same political party.

(b) Advisory Council; establishment; composition; compensation.

To assist the Commission in carrying out its functions, the Speaker shall establish an Advisory Council composed of six members as follows:

(1) Two members who are representatives of public affairs institutions or groups,

(2) Two members who have demonstrated ability in space utilization, and

(3) Two members of the general public.

The members of such Advisory Council shall receive compensation at the daily rate provided by law for persons in grade GS–18, for each day actually engaged in the performance of the Commission's functions; and shall be entitled to receive actual and necessary travel expenses, including per diem in lieu of subsistence.

(c) Study of informational problems, facilities and space, and House legislative counsel requirements.

It shall be the function of the Commission to conduct a thorough and complete study of—

(1) the information problems of the House of Representatives against the background of the existing institutions and services available to the House, and to make such recommendations with respect thereto as may be appropriate, and

(2) with respect to the facilities and space requirements of the Members and committees of the House, including space utilization, parking, and the organization, responsibility, and supervision to provide adequate, efficient, and economical space utilization, and

(3) The staff required to provide the House legislative counsel with the capability to fully meet the needs of the Members of the House.

(d) Scope of study of informational problems.

The study conducted by the Commission pursuant to subsection (c)(1) of this section shall include (but need not be limited to)—

(1) House resources for information, including the Congressional Research Service, the General Accounting Office, and the Office of Technology Assessment, and the organizational framework that makes them effective or ineffective;

(2) information management, collection, and dissemination for the House;

(3) resources outside the Congress for information and their utilization;

(4) methods for setting up and organizing the flow of information from and to the Executive;

(5) experimental or pilot approaches to information problems, such as the creation of mechanisms for outside groups, or for pooling of resources; and

(6) the creation of a congressional staff journal or other process for communication.

(e) Annual progress reports to Speaker; contents; submission date of final report; completion date of study of House legislative counsel requirements.

The Commission shall make an annual progress report to the Speaker, and shall make such additional reports as may appear appropriate or as may be directed by the Speaker, incorporating interim and final recommendations and drafts of legislation to carry out such recommendations. The final report of the Commission shall be submitted no later than January 2, 1977. The study conducted pursuant to subsection (c)(3) of this section shall be completed no later than January 1, 1976.

(f) Meetings; quorum.

In carrying out its functions, the Commission may meet at such times and places as it deems necessary. A majority of the members of the Commission shall constitute a quorum for the transaction of business.

(g) Travel expenses and per diem for members and staff.

Members and staff of the Commission shall be entitled to receive actual and necessary travel expenses, including per diem in lieu of subsistence.

(h) Utilization of staff of Joint Committee on Congressional Operations; appointment and compensation of other necessary staff.

The Commission shall utilize the staff of the Joint Committee on Congressional Operations to the maximum extent possible and shall appoint and provide for the compensation of such other staff as may be necessary for the performance of its functions.

(i) Availability of contingent fund of House.

The contingent fund of the House is made available to carry out the purposes of this section. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

REFERENCE IN TEXT

Grade GS–18, referred to in subsec. (b), is contained in the General Schedule set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section is based on section 204 of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

Subsecs. (c) to (i), and all references thereto, were, in the original, (b) to (h) and all references thereto, and have been editorially redesignated in order to conform to the probable intent of Congress.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 204 of House Res. No. 988.

CROSS REFERENCES

Office of the Law Revision Counsel, establishment, purpose, functions, etc., see section 285 et seq. of this title.

Chapter 3.—COMPENSATION AND ALLOWANCES OF MEMBERS

Sec.

31b–1. Former Speakers of House of Representatives; retention of Federal office space, furniture, etc., in Congressional district following expiration of term as Representative; exceptions [New].

31b–2. Same; reimbursement for office and other expenses for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker [New].

31b–3. Same; reimbursement for telephone service charges for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker [New].

31b–4. Same; franked mail and printing privileges [New].

31b–5. Same; staff assistance for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker; compensation and status of staff [New].

31b–6. Same; allowance for stationery and other office supplies; amount; payment [New].

43b–2. Staff expenses for Members of House of Representatives attending organizational caucus or conference [New].

43b–3. Same; payments and reimbursements [New].

55. Same; procurement for Senators [New].

56. Office expenses within the District of Columbia of the Delegate from the District of Columbia [New].

57. Adjustment of allowances by Committee on House Administration [New].

58. Mail, telegraph, telephone, stationery, office supplies, and home state office rental and travel expenses for Senators [New].
- (a) Authorization for payment from contingent fund.
- (b) Limits for authorized expenses.
- (c) Payments.
- (d) Repealed.
- (e) Travel expenses.
- (f) Reduction of allowances for fiscal year 1973.
- (g) Closing of deceased Senator's state offices.

59. Home state office space for Senators [New].
- (a) Procurement by Sergeant at Arms of Senate in places designated by Senator; places subject to use; lease of office space.
- (b) Maximum amount of aggregate square feet for each Senator.
- (c) Maximum annual rental rate; maximum aggregate amount for acquisition of furniture, equipment, and other office furnishings.
- (d) Senators subject to maximum amount of aggregate square feet and maximum annual rental rate.
- (e) Mobile office.

59a. Purchase of office equipment or furnishings by Representatives, Delegates, and Resident Commissioner [New].
- (a) Authorization; conditions.
- (b) Regulations governing purchase; price.
- (c) Remittance of amounts received to General Services Administration; disposition.
- (d) Definitions.

59b. Purchase of office equipment or furnishing by Senators [New].
(a) Authorization; conditions.
(b) Request to by Senator and arrangement for purchase by Sergeant at Arms of Senate; regulations governing purchase; price.
(c) Remittance of amounts received to General Services Administration; disposition.

§ 31. Compensation of Members of Congress.

(1) The annual rate of pay for—

(A) each Senator, Member of the House of Representatives, and Delegate to the House of Representatives, and the Resident Commissioner from Puerto Rico,

(B) the President pro tempore of the Senate, the majority leader and the minority leader of the Senate, and the majority leader and the minority leader of the House of Representatives, and

(C) the Speaker of the House of Representatives,

shall be the rate determined for such positions under sections 351 to 361 of this title, as adjusted by paragraph (2) of this section.

(2) Effective at the beginning of the first applicable pay period commencing on or after the first day of the month in which an adjustment takes effect under section 5305 of Title 5 in the rates of pay under the General Schedule, each annual rate referred to in paragraph (1) shall be adjusted by an amount, rounded to the nearest multiple of $100 (or if midway between multiples of $100, to the next higher multiple of $100), equal to the percentage of such annual rate which corresponds to the overall average percentage (as set forth in the report transmitted to the Congress under section 5305 of Title 5) of the adjustment in the rates of pay under the General Schedule. (As amended Aug. 9, 1975, Pub. L. 94–82, title II, § 204(a), 89 Stat. 421.)

PAY INCREASES EFFECTIVE FOR PAY PERIOD BEGINNING ON OR AFTER OCTOBER 1, 1975

Pursuant to the authority vested in him by Pub. L. 94–82, the President, under Ex. Ord. No. 11883, Oct. 6, 1975, 40 F.R. 47091, set out as a note under section 5332 of Title 5, Government Organization and Employees, adjusted the annual rate of pay for the following positions, effective on the first day of the first applicable pay period beginning on or after Oct. 1, 1975:

Senator	$44,600
Member of the Houes of Representatives	$44,600
Delegate to the House of Representatives	$44,600
Resident Commissioner from Puerto Rico	$44,600
President pro tempore of the Senate	$52,000
Majority leader and minority leader of Senate	$52,000
Majority leader and minority leader of House of Representatives	$52,000
Speaker of the House of Representatives	$65,600

REFERENCE IN TEXT

The General Schedule, referred to in par. (2), is set out under section 5332 of Title 5, Government Organization and Employees.

AMENDMENTS

1975—Par. (1). Pub. L. 94–82 designated existing provisions as par. (1), and as so designated, substituted provisions that the rate of pay of the specified parties shall be determined under section 351 et seq. of this title, as adjusted by par. (2) for provisions setting the rate of compensation at $42,500 for Senators, Representatives, Delegates and the Resident Commissioner, $62,500 for the Speaker, and $49,500 for the President pro tempore of the Senate and the Majority and Minority Leaders of the House and Senate.

Par. (2). Pub. L. 94–82 added par. (2).

CROSS REFERENCES

Claims for overpayment of pay or allowances to Senators, see section 130c of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 31b. Expense allowance of Speaker of House of Representatives.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 31b–1. Former Speakers of House of Representatives; retention of Federal office space, furniture, etc., in Congressional district following expiration of term as Representative; exceptions.

(a) Each former Speaker of the House of Representatives (hereafter referred to in this section and sections 31b–2 to 31b–6 of this title as the "Speaker") is entitled to retain, for as long as he determines there is need therefor, commencing at the expiration of his term of office as a Representative in Congress the complete and exclusive use of the Federal office space which is currently made available for his use in the congressional district represented by him and which shall be maintained by the Government in a condition appropriate for his use as he may request, together with all furniture, equipment, and furnishings currently made available by the Government for his use in connection with such office space, including any necessary replacements of such office furniture, equipment, and furnishings, in order to facilitate the administration, settlement, and conclusion of matters pertaining to or arising out of his incumbency in office as a Representative in Congress and as Speaker of the House of Representatives.

(b) This section and sections 31b–2 to 31b–6 of this title shall not apply with respect to any former Speaker of the House of Representatives for any period during which such former Speaker holds an appointive or elective office or position in or under the Federal Government or the government of the District of Columbia to which is attached a rate of pay other than a nominal rate or to any former Speaker separated from the service by reason of expulsion from the House. (Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532, § 1, Dec. 22, 1974, 88 Stat. 1723.)

CODIFICATION

Subsection (a) of this section is based on section 1 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

Subsection (b) of this section is based on section 1(b) of Pub. L. 93–532.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under this section.

EFFECTIVE DATE

Section 7 of House Resolution No. 1238, Dec. 23, 1970, as enacted into permanent law by Pub. L. 91–665, provided that: "The foregoing provisions of this resolution [adding this section and sections 31b–2 to 31b–6 of this title] shall become effective on the date of the enactment of this resolution as permanent law [Jan. 8, 1971]."

EXTENSION OF HOUSE RESOLUTION NO. 1238, 91ST CONGRESS, TO FORMER SPEAKERS OF HOUSE OF REPRESENTATIVES

Pub. L. 93–532, § 1(a), Dec. 22, 1974, 88 Stat. 1723, provided that: "The provisions of H. Res. 1238, Ninety-first Congress, as enacted into permanent law by the Supplemental Appropriations Act, 1971 (84 Stat. 1989) [adding this section and sections 31b–2 to 31b–6 of this title and provision set out as a note under this section], are hereby extended to, and made applicable with respect to, each former Speaker of the House of Representatives, as long as he determines there is need therefor, commencing at the expiration of his term of office as Representative in Congress."

§ 31b–2. Same; reimbursement for office and other expenses for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker.

The Speaker is entitled to reimbursement, from the contingent fund of the House, for as long as he determines there is need therefor, commencing at the expiration of his term of office as a Representative in Congress, in the manner provided by applicable provisions of the Legislative Appropriation Act, 1955, as amended by the Act of June 13, 1957 (71 Stat. 82; Public Law 85–54), and by the provisions of House Resolution 831, Eighty-eighth Congress, adopted August 14, 1964, enacted as permanent law by section 103 of the Legislative Branch Appropriation Act, 1966 (79 Stat. 281; Public Law 89–90; 2 U.S.C. 122a), in an aggregate quarterly amount equal to the aggregate quarterly amount to which a Member of the House of Representatives is entitled under such provisions of law as in effect on January 8, 1971, or as amended or supplemented after such date, for office and other expenses incurred in connection with the administration, settlement, and conclusion of matters pertaining to or arising out of his incumbency in office as a Representative in Congress and as Speaker of the House of Representatives. (Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532, § 1(a), Dec. 22, 1974, 88 Stat. 1723.)

CODIFICATION

Section is based on section 2 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under section 31b–1 of this title.

EFFECTIVE DATE

Section effective Jan. 8, 1971, see Effective Date note set out under section 31b–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–1 of this title.

§ 31b–3. Same; reimbursement for telephone service charges for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker.

The Speaker is entitled to reimbursement, from the contingent fund of the House, for as long as he determines there is need therefor, commencing at the expiration of his term of office as a Representative in Congress in the manner provided by House Resolution 161, Ninetieth Congress, adopted May 11, 1967, enacted as permanent law by the Second Supplemental Appropriation Act, 1968 (82 Stat. 318; Public Law 90–392; 2 U.S.C. 46g–1), in a quarterly amount equal to the quarterly amount to which a Member of the House of Representatives is entitled under such provisions of law as in effect on January 8, 1971, or as amended or supplemented after such date, for charges for telephone service incurred in connection with the administration, settlement, and conclusion of matters pertaining to or arising out of his incumbency in office as a Representative in Congress and as Speaker of the House of Representatives. (Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532 § 1(a), Dec. 22, 1974, 88 Stat. 1723.)

REFERENCES IN TEXT

House Resolution 161, Ninetieth Congress adopted May 11, 1967, enacted as permanent law by the Second Supplemental Appropriation Act, 1968, referred to in text, was not effective in the Ninety-second Congress on and after April 1, 1971, and deemed repealed on Dec. 15, 1971. See section 46g–1 of this title and Codification notes set out thereunder.

CODIFICATION

Section is based on section 3 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under section 31b–1 of this title.

EFFECTIVE DATE

Section effective Jan. 8, 1971, see Effective Date note set out under section 31b–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–1 of this title.

§ 31b–4. Same: franked mail and printing privileges.

(a) The Speaker may send mail as franked mail under sections 3210 and 3213 of Title 39, and send and receive mail as franked mail under section 3211 of that title, for as long as he determines there is need therefor, commencing at the close of the period specified in those sections following the expiration of his term of office as a Representative in Congress. The postage on such mail, including registry fees if registration is required, shall be paid and credited as provided by section 3216(a) of Title 39.

(b) For as long as he determines there is need therefor, commencing at the expiration of his term of office as a Representative in Congress, the Speaker shall be entitled to the benefits afforded by section 733 of Title 44. (Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532, § 1(a), Dec. 22, 1974, 88 Stat. 1723.)

CODIFICATION

Section is based on section 4 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under section 31b–1 of this title.

References to sections of Title 39, Postal Service, have been substituted for references to obsolete sections of Title 39, The Postal Service, in view of revision and reenactment of such Title by the Postal Reorganization Act, Pub. L. 91–375, Aug. 12, 1970, 84 Stat. 719.

EFFECTIVE DATE

Section effective Jan. 8, 1971, see Effective Date note set out under section 31b–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–1 of this title.

§ 31b–5. Same; staff assistance for administration, etc., of matters pertaining to incumbency in office as Representative and Speaker; compensation and status of staff.

In order to provide staff assistance to the Speaker in connection with the administration, settlement, and conclusion of matters pertaining to or arising out of his incumbency in office as a Representative in Congress and as Speaker of the House of Representatives, the contingent fund of the House is hereby made available, for as long as he determines there is need therefor, commencing at the expiration of the term of office of the Speaker as a Representative in Congress to enable the Clerk of the House to pay the salaries of an Administrative Assistant, who shall be paid at a basic per annum rate of not to exceed $3,000, as determined by the Speaker, and a Secretary, who shall be paid at a basic per annum rate of not to exceed $3,000, as determined by the Speaker, designated and appointed by the Speaker to serve as members of his office staff in such period. Each person so designated and appointed as Administrative Assistant or Secretary shall be held and considered, for the duration of such appointment, as—

(1) an "employee" for the purposes of subchapter I of chapter 81 (relating to compensation for work injuries) of Title 5, and

(2) a "congressional employee" within the meaning of section 2107 of Title 5, for the purposes of—

(A) subchapter III (relating to civil service retirement) of chapter 83 of such title,

(B) chapter 87 (relating to Federal employees group life insurance) of such title, and

(C) chapter 89 (relating to Federal employees group health insurance) of such title.

(Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532, § 1(a), Dec. 22, 1974, 88 Stat. 1723.)

CODIFICATION

Section is based on section 5 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under section 31b–1 of this title.

EFFECTIVE DATE

Section effective Jan. 8, 1971, see Effective Date note set out under section 31b–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–1 of this title.

§ 31b–6. Same; allowance for stationery and other office supplies; amount; payment.

The contingent fund of the House of Representatives is hereby made available to provide to the Speaker, for as long as he determines there is need therefor, commencing at the expiration of his term of office as a Representative in Congress, an allowance for stationery and other office supplies in an amount for each year of such period, which shall remain available until the close of such year, equal to the amount of the stationery allowance then currently in effect for each Member of the House for each regular session of the Congress. The Clerk of the House shall, out of the stationery allowance provided by this section, pay, on invoices transmitted to the Clerk by the Speaker for payment, the amount of all purchases made by or on behalf of the Speaker for stationery and other office supplies, or reimburse the Speaker, on vouchers signed and transmitted to the Clerk by the Speaker for reimbursement, in the amount of all such purchases. (Pub. L. 91–665, ch. VIII, § 800, Jan. 8, 1971, 84 Stat. 1989; Pub. L. 93–532, § 1(a), Dec. 22, 1974, 88 Stat. 1723.)

CODIFICATION

Section is based on section 6 of House Resolution No. 1238, Dec. 23, 1970, which was enacted into permanent law by Pub. L. 91–665.

As originally enacted into permanent law, section applied to Speaker of House of Representatives in 91st Congress and has been extended to apply to each former Speaker of House of Representatives. See section 1(a) of Pub. L. 93–532, set out as a note under section 31b–1 of this title.

EFFECTIVE DATE

Section effective Jan. 8, 1971, see Effective Date note set out under section 31b–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–1 of this title.

§ 33. Senator's salaries payable monthly.

CROSS REFERENCES

Claims for overpayment of pay or allowances to Senators, see section 130c of this title.

§§ 34, 35.

SECTIONS REFERRED TO IN D.C. CODE

These sections are referred to in section 1–292 of the District of Columbia Code.

§ 36. Salaries of Senators.

CROSS REFERENCES

Claims for overpayment or pay or allowances to Senators, see section 130c of this title.

§ 36a. Payment of sums due deceased Senators and Senate personnel.

Under regulations prescribed by the Secretary of the Senate, a person serving as a Senator or officer or employee whose compensation is disbursed by the Secretary of the Senate may designate a beneficiary or beneficiaries to be paid any unpaid balance of salary or other sums due such person at the time of his death. When any person dies while so serving, any such unpaid balance shall be paid by the disbursing officer of the Senate to the designated beneficiary or beneficiaries. If no designation has been made, such unpaid balance shall be paid to the widow or widower of that person, or if there is no widow or widower, to the next of kin or heirs at law of that person.

* * * * *

(As amended Oct. 31, 1972, Pub. L. 92–607, ch. V, § 503, 86 Stat. 1505.)

AMENDMENTS

1972—Pub. L. 92–607 added provisions for the designation of a beneficiary by Senators and officers and employees whose compensation is disbursed by the Secretary of the Senate to whom shall be paid any unpaid balance of salary or other sums due such person at the time of death.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 5 section 5581.

§§ 37, 38a, 39, 40.

SECTIONS REFERRED TO IN D.C. CODE

These sections are referred to in section 1–292 of the District of Columbia Code.

§ 40a. Deductions for delinquent indebtedness.

CROSS REFERENCES

Claims for overpayment of pay or allowances to Senators, see section 130c of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 41. Newspapers.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 42. Postage.

(a) In addition to postage stamps authorized to be furnished under any other provision of law, until otherwise provided by law, the Clerk of the House of Representatives shall procure and furnish United States postage stamps (1) to each Representative, the Resident Commissioner of Puerto Rico, and the Delegate from the District of Columbia in an amount not exceeding $210 and (2) to each standing committee of the House of Representatives upon request of the chairman thereof, in an amount not exceeding $130.

(b) In addition to postage stamps authorized under any other provision of law, until otherwise provided by law, the Speaker, the majority and minority leaders, and the majority and minority whips of the House of Representatives shall each be allowed United States postage stamps in an amount not exceeding $190, and the following officers of the House of Representatives shall each be allowed such stamps in the amounts herein specified as follows: The Clerk of the House, $340; the Sergeant at Arms, $250; the Doorkeeper, $210; and the Postmaster, $170.

(c) There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary to carry out this section. (Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 636.)

CODIFICATION

Section is based on House Resolution No. 420, May 18, 1971, which was enacted into permanent law by Pub. L. 92–184. A previous section 42, based on act Jan. 31, 1873, ch. 82, 17 Stat. 421, which was set out as R.S. § 44, prohibiting the making of an allowance to Senators, Representatives, or Delegates on account of postage, was previously omitted as obsolete.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 42a. Airmail and special-delivery postage allowances for President of the Senate.

The Secretary of the Senate is authorized and directed to procure and furnish each fiscal year to the President of the Senate, upon request by such person, United States air mail and special-delivery postage stamps in an amount not exceeding $1,215 for the fiscal year 1972 and thereafter fore the mailing of postal matters arising in connection with his or her official business. (As amended July 9, 1971, Pub. L. 92–51, § 101, 85 Stat. 128; Oct. 31, 1972, Pub. L. 92–607, ch. V, § 506(h)(1), 86 Stat. 1508.)

AMENDMENTS

1972—Pub. L. 92–607 repealed this section insofar as it related to Senators. For purposes of codification this entailed striking out "each Senator and" preceding "the President of the Senate" and striking out sentence covering additional allowances for Senators from states partially or wholly west of the Mississippi. See section 58 of this title.

1971—Pub. L. 92–51 increased the maximum allowance from $1,056 to $1,215 for fiscal year 1972 and thereafter and the additional allowance for Senators from States partially or wholly west of the Mississippi River from $264 to $305 for each fiscal year.

EFFECTIVE DATE OF 1972 AMENDMENT

Section 506(h) of Pub. L. 92–607 provided in part that the amendment by Pub. L. 92–607 is effective Jan. 1, 1973.

§ 42c. Airmail and special-delivery stamps for House members and standing committees.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 42d. Airmail and special-delivery stamps for House Speaker, leaders, whips, and officers.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 43. Mileage of Senators, Representatives, and Delegates.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 43b. Reimbursement of Members of House of Representatives for additional transportation expenses.

The contingent fund of the House of Representatives is hereafter made available for reimbursement of transportation expenses incurred by Members (including the Resident Commissioner from Puerto Rico) in traveling, on official business, by the nearest usual route, between Washington, District of Columbia, and any point in the district which he represents, for a number of round trips each year not to exceed the number of months Congress is in session in such year, such reimbursement to be made in accordance with rules and regulations established by the Committee on House Administration of the House of Representatives. (As amended Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 128; Pub. L. 92–607, ch. V, §§ 502, 506(h)(2), Oct. 31, 1972, 86 Stat. 1504, 1508.)

AMENDMENTS

1972—Pub L. 92–607 removed from the category of allowed expenses any transportation expenses incurred by employees assigned to a Senator's office within the home state while traveling in the general vicinity of the office, pursuant to change in assignment within the state, and commuting, and, effective Jan. 1, 1973, struck out all provisions for the reimbursement of Senators and employees of Senators for travel expenses to the Senator's home state. See section 58 of this title.

1971—Pub. L. 92–51 rewrote provisions for reimbursement of Senators for transportation expenses, substituting provisions granting a total sum for each fiscal year for each Senator and employees in the Senator's office equal to forty or forty-four times the prescribed mileage allowance dependent on population of the Senator's State being under ten million or ten million and over inhabitants and in accordance with a schedule based on decreasing cents per mile for increasing distances within prescribed limits, describing method of computation when

office is occupied for less than entire fiscal year, requiring voucher certification of employees' round trips as in line of official duty, prohibiting travel payments to place of employment of new appointees, and authorizing reimbursement as additional to any other provided for by law for official travel, for former provisions for reimbursement of Senators for each fiscal year for not more than twelve round trips or the equivalent thereof in one-way trips.

EFFECTIVE DATE OF 1972 AMENDMENT

Section 506(h) of Pub. L. 92–607 provided in part that the amendment by section 506(h)(2) of Pub. L. 92–607 [which struck out in its entirety the first par. of this section providing for the reimbursement of Senators and employees of Senators for travel expenses to the Senator's home state] is effective Jan. 1, 1973.

EFFECTIVE DATE OF 1971 AMENDMENT

Section 101 of Pub. L. 92–51 provided in part that amendment of this section by Pub. L. 92–51 shall be effective July 1, 1971.

CHARGING EMPLOYEE ROUND TRIPS COMMENCED BEFORE AND COMPLETED AFTER JULY 1, 1971

Section 101 of Pub. L. 92–51 provided in part that: "In the case of round trips made by employees in a Senator's office, the amendment made by this paragraph [to this section] shall apply only with respect to such round trips commencing on or after July 1, 1971, except that a round trip commenced but not completed prior to such date and for which reimbursement may not be charged to amounts made available for such round trips for fiscal year 1971 may be charged to amounts made available under such amendment during fiscal year 1972."

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

Delegates from Guam and Virgin Islands, reimbursement of transportation expenses, see section 1715 of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 43b–1 of this title; title 48 section 1715.

§ 43b–1. Election of Members of House of Representatives of lump sum transportation payment in lieu of reimbursement of transportation expenses.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 43b–2. Staff expenses for Members of House of Representatives attending organizational caucus or conference.

(a) Each Member-elect (other than an incumbent Member reelected to the ensuing Congress) who attends a caucus or conference called under section 29a(a) of this title, and each incumbent Member reelected to the ensuing Congress who attends any such caucus or conference convening after the adjournment sine die of the Congress in the year involved, shall be entitled to designate one staff person to be paid for one round trip between that person's place of residence, provided such place of residence is in the district which the Member-elect or incumbent Member represents, and Washington, District of Columbia, for the purpose of accompanying that Member-elect or incumbent Member to such caucus or conference.

(b) Each Member-elect (other than an incumbent Member reelected to the ensuing Congress) who attends a caucus or conference called under such section 29a(a) of this title shall be entitled to designate one staff person who shall in addition be reimbursed on a per diem or other basis for expenses incurred in accompanying the Member-elect at the time of such caucus or conference for a period not to exceed the shorter of the following—

(i) the period beginning with the day before the designated date upon which such caucus or conference is to convene and ending with the day after the date of the final adjournment of such caucus or conference; or

(ii) fourteen days.

(Pub. L. 94–59, title II, § 201, July 25, 1975, 89 Stat. 282.)

CODIFICATION

Section is based on section 1 of House Resolution No. 10, Ninety-fourth Congress, Jan. 14, 1975, which was enacted into permanent law by Pub. L. 94–59.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 43b–3 of this title.

§ 43b–3. Same; payments and reimbursements.

(a) Payments and reimbursements to staff persons under section 43b–2 of this title shall be made as provided (with respect to staff) in the regulations prescribed by the Committee on House Administration with respect to travel and other expenses of staff. Reimbursements shall be paid on special voucher forms prescribed by the Committee on House Administration.

(b) Additional funds, if any, for staff allowances and office space for use by Members-elect (other than an incumbent Member reelected to the ensuing Congress) shall be authorized by the Committee on House Administration. (Pub. L. 94–59, title II, § 201, July 25, 1975, 89 Stat. 282.)

CODIFICATION

Section is based on section 2 of House Resolution No. 10, Ninety-fourth Congress, Jan. 14, 1975, which was enacted into permanent law by Pub. L. 94–59.

§ 46a. Stationery allowance for President of the Senate.

Effective April 1, 1975, and each fiscal year thereafter, the annual allowance for stationery for the President of the Senate shall be $4,500. (As amended July 9, 1971, Pub. L. 92–51, § 101, 85 Stat. 128; Dec. 15, 1971, Pub. L. 92–184, ch. IV, § 401, 85 Stat. 635; Oct. 31, 1972, Pub. L. 92–607, ch. V, § 506(h)(3), 86 Stat. 1508; June 12, 1975, Pub. L. 94–32, title I, § 101, 89 Stat. 182.)

AMENDMENTS

1975—Pub. L. 94–32 substituted "Effective April 1, 1975, and each fiscal year thereafter" for "Effective with the fiscal year 1972 and thereafter" and "$4,500" for "$3,600".

1972—Pub. L. 92–607 repealed this section insofar as it related to Senators. For purposes of codification this entailed substituting a period for a comma following "President of the Senate shall be $3,600" and striking out provisions which allowed Senators from $3,600 to $5,000 annually depending on the population of the Senator's home state. See section 58 of this title.

1971—Pub. L. 92–184 added provision for an increased allowance for Senators from more populous States ranging from $3,800 for Senators from States of from 3,000,000 to 4,999,999 population to $5,000 for Senators from States of 17,000,000 population and over.

Pub. L. 92–51 provided allowance for Senators from States having population of ten million or more inhabitants of $4,000 per annum effective fiscal year 1972 and thereafter.

EFFECTIVE DATE OF 1972 AMENDMENT

Section 506(h) of Pub. L. 92–607 provided in part that the amendment by Pub. L. 92–607 is effective Jan. 1, 1973.

§ 46a–1. Senate revolving fund for stationery allowances; availability of unexpended balances; withdrawals.

There is established within the Contingent Fund of the Senate a revolving fund which shall consist of (1) the unexpended balance of the appropriation "Contingent Expenses, Senate, Stationery, fiscal year 1957", (2) any amounts hereafter appropriated for stationery allowances of the President of the Senate, and for stationery for use of committees and officers of the Senate, and (3) any undeposited amounts heretofore received, and any amounts hereafter received as proceeds of sales by the stationery room of the Senate. Any moneys in the fund shall be available until expended for use in the same manner and for the same purposes as funds heretofore appropriated to the Contingent Fund of the Senate for stationery, except that (1) the balance of any amount appropriated for stationery for use of committees and officers of the Senate which remains unexpended at the end of any fiscal year and (2) allowances which are not available for obligation due to vacancies or waiver of entitlement thereto, shall be withdrawn from the revolving fund. (As amended Pub L. 92–607, ch. V, § 506(i), Oct. 31, 1972, 86 Stat. 1508.)

AMENDMENTS

1972—Pub. L. 92–607 struck out "and of Senators" following "the President of the Senate".

EFFECTIVE DATE OF 1972 AMENDMENT

Section 506(1) of Pub. L. 92–607 provided in part that the amendment of this section is effective Jan. 1, 1973.

§ 46a–3. Repealed. Pub. L. 92–607, ch. V, § 506(h)(4), Oct. 31, 1972, 86 Stat. 1508.

Section, Pub. L. 90–417, § 106, July 23, 1968, 82 Stat. 413, placed limits on the availability of the stationery allowance for Senators. See section 58 of this title.

EFFECTIVE DATE OF REPEAL

Section 506(h) of Pub. L. 92–607, as amended by Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 532, provided in part that, insofar as this section has application to Senators, the repeal of this section is effective Jan. 1, 1973.

§ 46b. Stationery allowance for Representatives, Delegates, and Resident Commissioner.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§§ 46b–1, 46b–2.

SECTIONS REFERRED TO IN D.C. CODE

These sections are referred to in section 1–292 of the District of Columbia Code.

§ 46d–3. Repealed. Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 635.

Section, Pub. L. 90–21, title I, § 101, May 29, 1967, 81 Stat. 38, made the contingent fund of the Senate available for the reimbursement of each Senator of strictly official telephone service charges incurred outside the District of Columbia up to $300 in each fiscal quarter. See section 53 of this title.

EFFECTIVE DATE OF REPEAL

Section 401 of Pub. L. 92–184 provided in part that the repeal of this section is effective Jan. 1, 1972.

§ 46d–4. Repealed. Pub. L. 92–607, ch. V, § 506(h)(5), Oct. 31, 1972, 86 Stat. 1508.

Section, Pub. L. 92–57, § 101, July 28, 1967, 81 Stat. 130, authorized the payment from the contingent fund of the Senate of charges for long distance telephone calls by Senators. See section 58 of this title.

EFFECTIVE DATE OF REPEAL

Section 506(h) of Pub. L. 92–506 provided in part that the repeal of this section is effective Jan. 1, 1973.

§ 46d–5. Repealed. Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 435.

Section, Pub. L. 92–342, § 101, Aug. 18, 1970, 84 Stat. 810, related to the reimbursement to Senators and President of the Senate of official telephone and telegraph communications charges incurred by them or on their behalf out of the contingent fund of the Senate up to a maximum of $150 per annum.

EFFECTIVE DATE OF REPEAL

Section 101 of Pub. L. 92–342 provided in part that repeal of this section shall be effective July 1, 1972.

§ 46e. Repealed. Pub. L. 92–607, ch. V, § 506(h)(6), Oct. 31, 1972, 86 Stat. 1508.

Section, acts July 1, 1946, ch. 530, § 101, 60 Stat. 392; Aug. 2, 1946, ch. 753, title I, § 102, 60 Stat. 814, authorized the payment of charges for telegrams by Senators. See section 58 of this title.

EFFECTIVE DATE OF REPEAL

Section 506(h) of Pub. L. 92–607 provided in part that the repeal of this section is effective Jan. 1, 1973.

§ 46g. Telephone, telegraph, and radiotelegraph allowances for Representatives, Delegates, and Resident Commissioner.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 46i of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 46g–1. Telephone allowances for Representatives, Resident Commissioner from Puerto Rico, and Delegate from the District of Columbia for strictly official telephone service.

(a) Effective as of April 1, 1971, until otherwise provided by law, the Clerk of the House of Representatives shall reimburse, from the contingent fund of the House—

(1) each Member of the House of Representatives and the Resident Commissioner from Puerto Rico in an amount not more than $450 quarterly for charges for strictly official telephone service incurred outside the District of Columbia; and

(2) the Delegate from the District of Columbia in an amount not more than $450 quarterly for charges for strictly official telephone service incurred within the District of Columbia.

(b) Any unused portion of each quarterly allowance provided by this section shall lapse. The Committee on House Administration shall make such rules and regulations as the committee considers necessary to carry out this section. The amounts provided by this section shall be in addition to any other amounts provided by law which may be available for payment of charges described in subsection (a) of this section. (As amended Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 636.)

CODIFICATION

Section 3 of the House Resolution No. 418, May 18, 1971, as enacted into permanent law by Pub. L. 92–184, provided that this section, as originally enacted by Pub. L. 90–392, shall not be effective in the Ninety-second Congress on

and after Apr. 1, 1971, and shall be deemed repealed effective on Dec. 15, 1971.

AMENDMENTS

1971—The quarterly allowance was increased from $300 to $450 and provisions for reimbursement of the Delegate from the District of Columbia for charges for strictly official telephone service incurred within the District of Columbia were inserted by House Resolution No. 418, May 18, 1971, which was enacted into permanent law by Pub. L. 92–184.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–3 of this title.

§ 46i. Definitions.

As used in section 46g of this title, the term "Member" or "Member of the House of Representatives" includes a Representative in Congress, a Delegate from a Territory, and the Resident Commissioner from Puerto Rico. (June 23, 1949, ch. 238, § 6, 63 Stat. 265; May 29, 1951, ch. 117, § 3, 65 Stat. 47.)

CODIFICATION

Section is set out in this supplement to correct an error in translation in the main edition.

§§ 47 to 50.

SECTIONS REFERRED TO IN D.C. CODE

These sections are referred to in section 1–292 of the District of Columbia Code.

§§ 52, 53. Repealed. Pub. L. 92–607, ch. V, § 506(h)(7), Oct. 31, 1972, 86 Stat. 1508.

Section 52, Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 634, provided for office space for Senators in their home states. See section 58 of this title.

Section 53, Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 634, provided for the payment of office expenses of Senators in their home states. See section 58 of this title.

EFFECTIVE DATE OF REPEAL

Section 506(h) of Pub. L. 92–607 provided in part that the repeal of these sections is effective Jan. 1, 1973.

§ 54. United States Code Annotated or Federal Code Annotated; procurement for Members and Resident Commissioner.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 55. Same; procurement for Senators.

In lieu of the volumes of the Code of Laws of the United States, and the supplements thereto, supplied a Senator under section 212 of Title 1, the Secretary of the Senate is authorized and directed to supply to a Senator upon written request of, and as specified by, that Senator—

(1) one copy of each of the volumes of the United States Code Annotated being published at the time the Senator takes office, and, as long as that Senator holds office, one copy of each replacement volume, each annual pocket part, and each pamphlet supplementing each such pocket part to the United States Code Annotated; or

(2) one copy of each of the volumes of the United States Code Service being published at the time the Senator takes office, and, as long as the Senator holds office, one copy of each replacement volume and each pocket supplement to the United States Code Service.

A Senator is entitled to make a written request under this paragraph and be supplied such volumes, pocket parts, and supplements the first time he takes office as a Senator and each time thereafter he takes office as a Senator after a period of time during which he has not been a Senator. In submitting such written request, the Senator shall certify that the volumes, pocket parts, or supplements he is to be supplied are to be for his exclusive, personal use. A Senator holding office on July 9, 1971, shall be entitled to file a written request and receive the volumes, pocket parts, and supplements, as the case may be, referred to in this paragraph if such request is filed within 60 days after July 9, 1971. Expenses incurred under this authorization shall be paid from the contingent fund of the Senate. (Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 129, amended Pub. L. 92–607, ch. V, § 501, Oct. 31, 1972, 86 Stat. 1504.)

AMENDMENTS

1972—Pub. L. 92–607 substituted "United States Code Service" for "Federal Code Annotated" in two instances.

§ 56. Office expenses within the District of Columbia of the Delegate from the District of Columbia.

Effective as of April 1, 1971, until otherwise provided by law, the Clerk of the House of Representatives shall reimburse the Delegate from the District of Columbia, from the contingent fund of the House, in an amount not more than $300 quarterly, upon certification of the Delegate, for official office expenses incurred within the District of Columbia. (Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 636.)

CODIFICATION

Section is based on section 2 of House Resolution No. 418, May 18. 1971, which was enacted into permanent law by Pub. L. 92–184.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 57. Adjustment of allowances by Committee on House Administration.

(a) Until otherwise provided by law, the Committee on House Administration may, as the committee considers appropriate, fix and adjust from time to time, by order of the committee, the amounts of allowances (including the terms, conditions, and other provisions pertaining to those allowances) within the following categories:

(1) for Members of the House of Representatives, the Resident Commissioner from Puerto Rico, and the Delegate from the District of Columbia—allowances for clerk hire, postage stamps, stationery, telephone and telegraph and other communications, official office space and official office expenses in the congressional district represented (including, as applicable, a State, the Commonwealth of Puerto Rico, and the District of Columbia), official telephone services in the congressional district represented, and travel and mileage to and from the congressional district represented; and

(2) for the standing committees, the Speaker, the majority and minority leaders, the majority

and minority whips, the Clerk, the Sergeant at Arms, the Doorkeeper, and the Postmaster of the House of Representatives—allowances for postage stamps, stationery, and telephone and telegraph and other communications.

(b) The contingent fund of the House of Representatives is made available to carry out the purposes of this section. (Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 636.)

CODIFICATION

Section is based on House Resolution No. 457, May 27, 1971, which was enacted into permanent law by Pub. L. 92–184.

COMMITTEE ORDER NO. 1 (REVISED)[1]

Resolved, that effective January 25, 1972, each Member of the House of Representatives shall be entitled to office space suitable for his use in the district he represents at such places designated by him in such district. The Sergeant at Arms shall secure office space satisfactory to the Member in post offices or Federal buildings at not more than two (2) locations if such space is available. Office space to which a Member is entitled under this resolution which is not secured by the Sergeant at Arms may be secured by the Member, and the Clerk shall approve for payment from the contingent fund of the House of Representatives vouchers covering bona fide statements of amounts due for office space not exceeding a total allowance to each Member of $200 per month; but if a Member certifies to the Committee on House Administration that he is unable to obtain suitable space in his district for $200 per month due to high rental rates or other factors, the Committee on House Administration may, as the Committee considers appropriate, direct the Clerk to approve for payment from the contingent fund of the House of Representatives vouchers covering bona fide statements of amounts due for suitable office space not exceeding a total allowance to each Member of $350 per month. Members shall be entitled to have no more than three (3) district offices outfitted with office equipment, carpeting, and draperies at the expense of the General Services Administration.

As used in this resolution the term "Member" means any Member of the House of Representatives, the Resident Commissioner of Puerto Rico, and the Delegate of the District of Columbia.

COMMITTEE ORDER NO. 2 (REVISED)

Resolved, that effective January 3, 1973, until otherwise provided by order of the Committee on House Administration:

(a) The contingent fund of the House of Representatives is made available for reimbursement of transportation expenses incurred by Members (including the Resident Commissioner from Puerto Rico) in traveling on official business, by the nearest usual route, between Washington, District of Columbia, and any point in the district which he represents, for not more than 36 round trips during each Congress, such reimbursement to be made in accordance with rules and regulations established by the Committee on House Administration of the House of Representatives.

(b) The contingent fund of the House of Representatives is made available for reimbursement of transportation expenses incurred by employees in the office of a Member (including the Resident Commissioner from Puerto Rico) for not more than 6 round trips during any Congress between Washington, District of Columbia and any point in the Congressional district represented by the Member. Such payment shall be made only upon vouchers approved by the Member, containing a certification by him that such travel was performed on official duty. The Committee on House Administration shall make such rules and regulations as may be necessary to carry out this section.

(c) A Member of the House of Representatives (including the Resident Commissioner from Puerto Rico) may elect to receive in any Congress, in lieu of reimbursement of transportation expenses for such Congress is authorized in paragraph (a) above, a lump sum transportation payment of $2,250 for each Congress. The Committee on House Administration of the House of Representatives shall make such rules and regulations as may be necessary to carry out this section.

(d) This order shall not affect any allowance for travel of Members of the House of Representatives (including the Resident Commissioner from Puerto Rico) which is authorized to be paid from funds other than the contingent fund of the House of Representatives.

COMMITTEE ORDER NO. 3

Resolved, that effective March 1, 1972, until otherwise provided by order of the Committee on House Administration, each Member of the House of Representatives, the Resident Commissioner from Puerto Rico, and the Delegate from the District of Columbia shall be entitled to an annual clerk hire allowance of $157,092 for not to exceed 16 clerks. There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary to carry out this order until otherwise provided by law.

COMMITTEE ORDER NO. 4

Resolved, that effective January 3, 1973, until otherwise provided by order of the Committee on House Administration; the allowance for stationery for each Member of the House of Representatives, Delegates, and Resident Commissioner shall be $4,250 per regular session.

COMMITTEE ORDER NO. 5

Resolved, that effective May 1, 1973, until otherwise provided by order of the Committee on House Administration upon written request to the Committee on House Administration, a Member, the Resident Commissioner from Puerto Rico, or a Delegate to the House of Representatives may employ in lieu of 1 of the 16 clerks allowed under his clerk hire allowance, a research assistant at such salary as the Member may designate. The Member's annual clerk hire allowance will then be increased at the rate of $20,000.

There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary to carry out this order until otherwise provided by law.

COMMITTEE ORDER NO. 6

Resolved, that effective May 1, 1973, until otherwise provided by order of the Committee on House Administration, upon written request to the Committee on House Administration, a Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives may allocate up to $250 a month of any unused portion of his clerk hire allowance for the leasing of equipment necessary for the conduct of his office.

There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary to carry out this order until otherwise provided by law.

COMMITTEE ORDER NO. 7

Resolved, that effective October 1, 1973, until otherwise provided by Order of the Committee on House Administration the quarterly allowance for official telephone service outside the District of Columbia for Members, Delegates, and the Resident Commissioner from Puerto Rico is increased from $450 quarterly to $600 quarterly.

COMMITTEE ORDER NO. 8

Resolved, that effective October 1, 1973, until otherwise provided by Order of the Committee on House Administration the quarterly allowance for official office expenses incurred outside the District of Columbia by Members, Delegates, and the Resident Commissioner from Puerto Rico has been increased from $300 quarterly to $500 quarterly.

COMMITTEE ORDER NO. 9

Resolved, that effective October 1, 1973, until otherwise provided by Order of the Committee on House Administration the number of units provided for official telephone calls, telegrams, cablegrams, and radiograms made or sent by on or behalf of a Member, Delegate, or the Resident Commissioner of Puerto Rico has been increased from 80,000 units to 100,000 units for each regular session of Congress. Such units shall accumulate and be available for use until the aggregate number of such units in the close of each session is not more than

[1] Rescinded. See Committee Order No. 12.

200,000. Unused units in excess of 200,000 at the close of a session may not be carried forward for use in a succeeding session.

COMMITTEE ORDER No. 10

Resolved, that until otherwise provided by the Committee on House Administration, there shall be paid from the contingent fund of the House of Representatives to each Member, Resident Commissioner, or Delegate to the House of Representatives an additional allowance of $1,000 for stationery. Such payment shall be effective each session beginning with the 2nd Session of the 93d Congress.

Effective date: 2d Session of the 93d Congress.

COMMITTEE ORDER No. 11

Resolved, that effective January 1, 1974, until otherwise provided by the Committee on House Administration, one word of a telegram, cablegram, or radiogram, shall be charged as two (2) units, except that one word of a night letter shall be charged as one (1) unit. In addition, twelve (12) units shall be charged for physical delivery of any telegram, cablegram, or radiogram, by the Telegraph Company.

COMMITTEE ORDER No. 12

Resolved, that effective March 1, 1974, each Member of the House of Representatives shall be entitled to office space suitable for his use in the district he represents at such places designated by him in such district. The Sergeant at Arms shall secure office space satisfactory to the Member in post offices or Federal buildings at not more than three (3) locations if such space is available. Office space to which a Member is entitled under this resolution which is not secured by the Sergeant At Arms may be secured by the Member, and the Clerk shall approve for payment from the contingent fund of the House of Representatives vouchers covering bona fide statements of amounts due for office space not exceeding a total allowance to each Member of $200 per month; but if a Member certifies to the Committee on House Administration that he is unable to obtain suitable space in his district for $200 per month due to high rental rates or other factors, the Committee on House Administration may, as the Committee considers appropriate, direct the Clerk to approve for payment from the contingent fund of the House of Representatives vouchers covering bona fide statements of amounts due for suitable office space not exceeding a total allowance to each Member of $500 per month. In the event suitable office space is not available in post offices or other Federal buildings and the Member certifies to the Committee on House Administration that he is unable to obtain suitable private space in his district for $500.00 per month due to high rental rates or other factors, the Committee on House Administration may direct the Clerk to approve for payment from the contingent fund of the House of Representatives vouchers covering bona fide statements of amounts due for suitable office space not exceeding approximately 1,500 square feet at rates not to exceed the highest applicable rate charged to Federal agencies in the district established by regulations issued by the Administrator of General Services pursuant to Section 210 (j) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 490 (j)). Members shall be entitled to have no more than three (3) district offices outfitted with office equipment, carpeting, and draperies at the expense of the General Services Administration.

As used in this resolution the term "Member" means any Member of the House of Representatives, the Resident Commissioner from Puerto Rico, and the Delegates from the District of Columbia, Guam, and the Virgin Islands.

Committee Order No. 12 rescinds the provisions of Committee Order No. 1 revised.

COMMITTEE ORDER No. 13

Resolved, that in addition to postage stamps authorized to be furnished under any other provision of law, until otherwise provided by order of the Committee on House Administration, the Clerk of the House of Representatives shall for each regular session of Congress procure and furnish United States postage stamps to each Representative, the Resident Commissioner of Puerto Rico, and the Delegates from the District of Columbia, Guam, and the Virgin Islands in an amount not exceeding $230, and to each standing committee of the House of Representatives upon request of the chairman thereof, in an amount not exceeding $140. In addition to postage stamps authorized under any other provision of law, until otherwise provided by order of the Committee on House Administration, the Speaker, the majority and minority leaders, and the majority and minority whips of the House of Representatives shall each be allowed United States postage stamps in an amount not exceeding $205.

Effective date: August 20, 1974.

COMMITTEE ORDER No. 14

Resolved, that until otherwise provided by order of the Committee on House Administration; the allowance for Stationery for each Member of the House of Representatives, Delegate, and Resident Commissioner, shall be $6,500 per regular session. Such payment shall be made to each Member, Delegate, and the Resident Commissioner serving as such on or after the date of adoption of this resolution.

Effective date: August 20, 1974.

COMMITTEE ORDER No. 15

Resolved, the Clerk of the House is authorized and directed to pay each Member, the Resident Commissioner from Puerto Rico, and the Delegates to the House of Representatives from the contingent fund of the House the amount of $500 quarterly upon the certification of each such Member, Resident Commissioner and Delegate for official expenses incurred outside the District of Columbia; effective with the beginning of the 94th Congress.

Effective date: December 18, 1974.

COMMITTEE ORDER No. 16

Resolved, that effective this date, until otherwise provided by order of the Committee on House Administration, each Member, the Resident Commissioner from Puerto Rico, and the Delegate from the District of Columbia to the House of Representatives shall be entitled to an annual clerk hire allowance for the employment of not to exceed 18 clerks, and the Delegates from Guam and the Virgin Islands to the House of Representatives shall be entitled to an annual clerk hire allowance for the employment of not to exceed 11 clerks.

Effective date: March 6, 1975.

COMMITTEE ORDER No. 17

Resolved, that effective March 1, 1975, until otherwise provided by order of the Committee on House Administration, upon written request to the Committee on House Administration, a Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives may allocate an amount not to exceed $250 a month of any unused portion of his or her clerk hire allowance for the leasing of equipment necessary for the conduct of his or her office or for the leasing of computer and related services in connection with his or her official duties.

COMMITTEE ORDER No. 18

Resolved, that effective this date, until otherwise provided by order of the Committee on House Administration, each Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives is authorized a $650 per month allowance to lease office equipment, and upon written request to the Committee on House Administration, a Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives may allocate an amount not to exceed $250 a month of any unused portion of his or her clerk hire allowance for the leasing of equipment necessary for the conduct of his or her office or for the leasing of computer and related services in connection with his or her official duties. The said monthly allowances are not cumulative.

Effective date: April 23, 1975.

COMMITTEE ORDER No. 19

Resolved, that effective this date, until otherwise provided by order of the Committee on House Administration:

(a) The contingent fund of the House of Representatives is made available for reimbursement of transportation expenses incurred by Members (including the Resident Commissioner from Puerto Rico, the Delegates from

the District of Columbia, the Virgin Islands, and Guam) in traveling, on official business, by the nearest usual route, between Washington, District of Columbia, and any point in the district which he represents, for not more than 26-round trips during each session of Congress (at the discretion of the Member, Resident Commissioner and Delegates no more than 6 of the 26-round trips may be allocated to the employees of their offices, such reimbursement to be made in accordance with rules and regulations established by the Committee on House Administration of the House of Representatives.

(b) The contingent fund of the House of Representatives is made available for reimbursement of transportation expenses incurred by employees in the office of a Member (including the Resident Commissioner from Puerto Rico, the Delegates from the District of Columbia, the Virgin Islands, and Guam) in traveling, on official business, by the nearest usual route, between Washington, District of Columbia, and any point in the Congressional district represented by the Member, for not more than 6-round trips during each session of Congress. Such payment shall be made only upon the receipt of a voucher approved by the Member, containing a certification by him stating that such travel was performed on official business. The Committee on House Administration shall make such rules and regulations as may be necessary to carry out his section.

(c) A Member of the House of Representatives (including the Resident Commissioner from Puerto Rico, the Delegates from the District of Columbia, the Virgin Islands, and Guam) may elect to receive in each session of Congress, in lieu of reimbursement of transportation expenses for each session of Congress as authorized in paragraph (a) above, a lump sum transportation payment of $2,250 for each session of Congress. The Committee on House Administration of the House of Representatives shall make such rules and regulations as may be necessary to carry out this section.

(d) This order shall not affect any allowance for travel of Members of the House of Representatives (including the Resident Commissioner from Puerto Rico, the Delegates from the District of Columbia, the Virgin Islands, and Guam) which is authorized to be paid from funds other than the contingent fund of the House of Representatives.

COMMITTEE ORDER No. 20

Resolved, that effective June 1, 1975, until otherwise provided by order of the Committee on House Administration, each Member of the House of Representatives, the Resident Commissioner from Puerto Rico, and the Delegates from the District of Columbia, the Virgin Islands, and Guam shall be entitled to an additional annual clerk hire allowance of $22,500. There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary to carry out this order until otherwise provided by law.

COMMITTEE ORDER No. 21

Resolved, that effective June 1, 1975, until otherwise provided by order of the Committee on House Administration, each Member of the House of Representatives, Delegate and Resident Commissioner shall be entitled to a constituent communication's allowance equivalent to the fair market value of the printing and production costs of two standard 11 x 17 inch Congressional district-wide constituent reports per annum for use in production and printing of newsletters, questionnaires or similar correspondence eligible to be mailed under the frank. The Committee on House Administration shall make such rules and regulations as may be necessary to establish the fair market value of the cost of printing and production of two standard 11 x 17 inch Congressional district-wide constituent reports. There shall be paid out of the contingent fund of the House of Representatives such sums as may be necessary until otherwise provided by law.

COMMITTEE ORDER No. 22

Resolved, that effective for the 94th Congress, until otherwise provided by Order of the Committee on House Administration, that in addition to the basic installation and service charges not to exceed the cost of three telephone lines at each of three district offices, the number of units provided for official telephone calls, telegrams, cablegrams, and radiograms made or sent by on or behalf of a Member, Delegate, or the Resident Commissioner of Puerto Rico is hereby changed to an overall allowance of 125,000 units for each regular session of Congress. These units shall be transferable among the Washington, D.C. and district offices. In addition, payment for the use of a WATS line is authorized, but the charges for such WATS line shall be calculated and deducted at a rate of 11 cents per unit. Such units shall accumulate and be available for use until the aggregate number of such units at the close of each session or Congress is not more than 250,000. Unused units in excess of 250,000 at the close of a session may not be carried forward for use in a succeeding session or Congress.

COMMITTEE ORDER No. 23

Resolved, that effective this date [July 29, 1975] until otherwise provided by order of the Committee on House Administration, each Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives is authorized upon written request to the Committee on House Administration, to allocate an amount not to exceed $1000 a month of any unused portion of his or her clerk hire allowance for the leasing of computer and related services in connection wth his or her official duties. The said monthly allowance is not cumulative.

COMMITTEE ORDER No. 24

Resolved, that effective October 1, 1975, until otherwise provided by order of the Committee on House Administration, each Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives is authorized a $750.00 per month allowance to lease office equipment, and upon written request to the Committee on House Administration, a Member, the Resident Commissioner from Puerto Rico or a Delegate to the House of Representatives may allocate an amount not to exceed $250.00 a month of any unused portion of his or her clerk hire allowance for the leasing of equipment necessary for the conduct of his or her office in connection with his or her official duties. The said monthly allowances are not cumulative.

§ 58. Mail, telegraph, telephone, stationery, office supplies, and home state office and travel expenses for Senators.

(a) Authorization for payment from contingent fund.

Effective January 1, 1973, and thereafter, the contingent fund of the Senate is made available for payment to or on behalf of each Senator, upon certification of the Senator, for the following expenses incurred by the Senator and his staff:

(1) official telegrams and long-distance telephone calls and related services (in the manner authorized immediately prior to January 1, 1973, by the Committee on Rules and Administration, or as may be hereafter authorized by that committee);

(2) stationery and other office supplies procured through the Senate stationery room for use for official business;

(3) reimbursement to each Senator for air mail and special delivery postage for expenses incurred in the mailing of postal matters relating to official business;

(4) Repealed. Pub. L. 93–371 § 101(3)(e), Aug. 13, 1974, 88 Stat. 429.

(5) reimbursement to each Senator for official office expenses incurred in his State (other than equipment and furniture);

(6) reimbursement to each Senator for telephone service charges officially incurred outside Washington, District of Columbia;

(7) reimbursement to each Senator for charges for subscriptions to newspapers, magazines, periodicals, or clipping or similar services; and

(8) reimbursement of actual transportation expenses incurred by the Senator in traveling on official business by the nearest usual route between Washington, District of Columbia, and the State he represents and within such State, and travel expenses incurred by employees in that Senator's office subject to the provisions of subsection (e) of this section.

Reimbursement to a Senator and his employees under this section shall be made only upon presentation of itemized vouchers for expenses incurred.

(b) Limits for authorized expenses.

(1) Except as otherwise provided in paragraph (2) of this subsection, the total amount of expenses authorized to be paid to or on behalf of a Senator under this section shall not exceed for calendar year 1973 or any calendar year thereafter the aggregate of the following, rounded to the next higher multiple of $12:

(A) the applicable amount authorized for official telegrams and long-distance telephone calls and related services under rules and regulations of the Committee on Rules and Administration in effect immediately prior to January 1, 1973, or such different amount as may be authorized for such purposes under rules and regulations hereafter prescribed by that committee;

(B) the applicable full fiscal year amount authorized by section 46a of this title, as in effect immediately prior to January 1, 1973;

(C) the applicable full fiscal year amount authorized by section 42a of this title, as in effect immediately prior to January 1, 1973;

(D) the amount authorized a Senator for home offices and home office expenses for a full calendar year in section 53 of this title, as in effect immediately prior to January 1, 1973; and

(E) the applicable full fiscal year amount authorized by section 43b of this title, as in effect immediately prior to January 1, 1973.

(2) In any such calendar year in which a Senator does not hold the office of Senator at least part of each month of that year, the aggregate amount available to the Senator shall be the aggregate amount computed under paragraph (1) of this subsection, divided by 12, and multiplied by the number of months the Senator holds such office during that year, counting any fraction of a month as a full month.

(c) Payments.

The aggregate of payments made to or on behalf of a Senator under this section shall not exceed at any time during each calendar year one-twelfth of the amount computed under subsection (b)(1) of this section multiplied by the number of months (counting a fraction of a month as a month) elapsing from the first month in that calendar year in which the Senator holds the office of Senator through the date of payment.

(d) Repealed. Pub. L. 93–371, § 101(3)(e), Aug. 13, 1974, 88 Stat. 429.

(e) Travel expenses.

In accordance with regulations prescribed by the Committee on Rules and Administration, an employee in a Senator's office including employees authorized by Senate Resolution 60, 94th Congress, agreed to June 12, 1975, and section 72a–1c of this title shall be reimbursed under this section for per diem and actual transportation expenses incurred, or actual travel expenses incurred, only for round trips made by the employee on official business by the nearest usual route between Washington, District of Columbia, and the home State of the Senator involved, and in traveling within the State (other than transportation expenses incurred by an employee assigned to a Senator's office within that State (1) while traveling in the general vicinity of such office, (2) pursuant to a change of assignment within such State, or (3) in commuting between home and office). However, an employee shall not be reimbursed for any per diem expenses or actual travel expenses (other than actual transportation expenses) for any travel occurring during the sixty days immediately before the date of any primary or general election (whether regular, special, or runoff) in which the Senator, in whose office the employee is employed, is a candidate for public office, unless his candidacy in such election is uncontested. Reimbursement of per diem and actual travel expenses shall not exceed the rates established in accordance with section 68b of this title. No payment shall be made under this section to or on behalf of a newly appointed employee to travel to his place of employment. This section shall be effective July 1, 1975.

(f) Reduction of allowances for fiscal year 1973.

The amount available to each Senator during fiscal year 1973, (1) for air mail and special delivery postage by section 42a of this title, as in effect immediately prior to January 1, 1973, (2) for actual transportation expenses under section 43b of this title, as in effect immediately prior to January 1, 1973, and (3) for stationery by section 46a of this title, as in effect immediately prior to January 1, 1973, shall be, notwithstanding such sections, reduced by 50 percent of the applicable amount made available to a Senator under such sections for the entire fiscal year. If, immediately prior to January 1, 1973, any Senator has expended any sum in excess of an amount made available as the result of the reduction made in clause (2) or (3) by this subsection, any such excess sum (but not more than the applicable amount of the reduction) shall be charged against the amount made available to that Senator under this section for calendar year 1973.

(g) Closing of deceased Senator's state offices.

In the case of the death of any Senator, the chairman of the Committee on Rules and Administration may certify for such deceased Senator for any portion of such sum already obligated but not certified to at the time of such Senator's death, and for any additional amount which may be reasonably needed for the purpose of closing such deceased Senator's State offices, for payment to the person or persons designated as entitled to such payment by such

chairman. (Pub. L. 92–607, ch. V, § 506(a)–(g), Oct. 31, 1972, 86 Stat. 1505–1507, amended Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 532; Pub. L. 93–371, § 101(3)(e), Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, § 103, July 25, 1975, 89 Stat. 274.)

CODIFICATION

Section consists of subsecs. (a) to (g) of section 506 of Pub. L. 92–607. Subsecs. (h) and (i) made certain amendments and repeals to sections in this title which covered the provisions now covered by this section. Subsec. (j) amended earlier appropriations not classified to the Code. See Tables volume.

AMENDMENTS

1975—Subsec. (a)(8). Pub. L. 94–59, § 103(1), substituted "travel expenses incurred by employees" for "actual transportation expenses incurred by employees".

Subsec. (e). Pub. L. § 103(2), inserted new administrative provisions covering the payment of travel expenses of employees in Senators' offices for round trips between Washington, D.C., and the Senators' home states, added references to Senate Resolution 60, 94th Congress, agreed to June 12, 1975, and to sections 68b and 72a–1c of this title, and inserted limiting provisions prohibiting reimbursement for travel during the 60-day period immediately preceding any election in which the Senator is a candidate.

1974—Subsec. (a). Pub. L. 93–371 struck out paragraph (4) which related to rental charges for office space at not more than three places designated by the Senator in the State he represents. See section 59 of this title.

Subsec. (c). Pub. L. 93–371 struck out provisions setting forth the maximum allowable amount for rental payments for office space occupied by the Senator in State he represents. See section 59 of this title.

Subsec. (d). Pub. L. 93–371 struck out subsec. (d) which authorized the Sergeant at Arms to secure for each Senator home state office space at not more than three places designated by the Senator in such home state. See section 59 of this title.

1973—Subsec. (a)(7). Pub. L. 93–145 inserted "newspapers," following "subscriptions to".

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–371 effective on and after July 1, 1974, see section 101(3)(g) of Pub. L. 93–371, set out as a note under section 59 of this title.

EFFECTIVE DATE OF 1973 AMENDMENT

Section 101 of Pub. L. 93–145 provided in part that the amendment by Pub. L. 93–145 is effective Jan. 1, 1973.

§ 59. Home state office space for Senators.

(a) Procurement by Sergeant at Arms of Senate in places designated by Senator; places subject to use; lease of office space.

(1) The Sergeant at Arms of the Senate shall secure for each Senator office space suitable for the Senator's official use in places designated by the Senator in the State he represents. That space shall be secured in post offices or other Federal buildings at such places. In the event suitable office space is not available in post offices or other Federal buildings, the Sergeant at Arms shall secure other office space in those places.

(2) The Senator may lease, on behalf of the United States Senate, the office space so secured for a term not in excess of one year. A copy of each such lease shall be furnished to the Sergeant at Arms. Nothing in this paragraph shall be construed to require the Sergeant at Arms to enter into or execute any lease for or on behalf of a Senator.

(b) Maximum amount of aggregate square feet for each Senator.

The aggregate square feet of office space secured for Senator shall not at any time exceed—

(1) 4,800 square feet if the population of his State is less than 2,000,000;

(2) 5,000 square feet if such population is 2,000,000 but less than 3,000,000;

(3) 5,200 square feet if such population is 3,000,000 but less than 4,000,000;

(4) 5,400 square feet if such population is 4,000,000 but less than 5,000,000;

(5) 5,800 square feet if such population is 5,000,000 but less than 7,000,000;

(6) 6,200 square feet if such population is 7,000,000 but less than 9,000,000;

(7) 6,400 square feet if such population is 9,000,000 but less than 10,000,000;

(8) 6,600 square feet if such population is 10,000,000 but less than 11,000,000;

(9) 6,800 square feet if such population is 11,000,000 but less than 12,000,000;

(10) 7,000 square feet if such population is 12,000,000 but less than 13,000,000;

(11) 7,400 square feet if such population is 13,000,000 but less than 15,000,000;

(12) 7,800 square feet if such population is 15,000,000 but less than 17,000,000; or

(13) 8,000 square feet if such population is 17,000,000 or more.

(c) Maximum annual rental rate; maximum aggregate amount for acquisition of furniture, equipment, and other office furnishings.

(1) The maximum annual rate that may be paid for the rental of an office secured for a Senator not in a post office or other Federal building shall not at any time exceed the applicable rate per square foot charged Federal agencies by the Administrator of General Services, based upon a 100 percent building quality rating, for office space located in the place in which the Senator's office is located, multiplied by the number of square feet contained in that office used by the Senator and his employees to perform their duties.

(2) The aggregate amount that may be paid for the acquisition of furniture, equipment, and other office furnishings heretofore provided by the Administrator of General Services for one or more offices secured for the Senator is $20,500 if the aggregate square feet of office space is not in excess of 4,800 square feet. Such amount is increased by $500 for each authorized additional incremental increase in office space of 200 square feet.

(d) Senators subject to maximum amount of aggregate square feet and maximum annual rental rate.

(1) Notwithstanding subsection (b) of this section, the aggregate square feet of office space secured for a Senator who is a Senator on July 1, 1974, shall not at any time exceed, as long as he continuously serves as a Senator, the greater of—

(A) the applicable square footage limitation of such subsection; or

(B) the total square footage of those offices that the Senator has on such date and which are continuously maintained in the same buildings in which such offices were located on such date.

(2) The provisions of subsection (c) of this section do not apply to any office that a Senator has on

July 1, 1974, not in a post office or other Federal building, as long as—

(A) that Senator continuously serves as a Senator; and

(B) that office is maintained in the same building in which it was located on such date and contains not more than the same number of square feet it contained in such date.

(e) Mobile office.

(1) Subject to the provisions of paragraphs (2), (3), (4), and (5), a Senator may lease one mobile office for use only in the State he represents and shall be reimbursed from the contingent fund of the Senate for the rental payments made under such lease together with the actual nonpersonnel cost of operating such mobile office. The term of any such lease shall not exceed one year. A copy of each such lease shall be funished to the Sergeant at Arms of the Senate.

(2) The maximum aggregate annual rental payments and operating costs (except furniture, equipment, and furnishings) that may be reimbursed to a Senator under paragraph (1) shall not at any time exceed an amount determined by multiplying (A) the highest applicable rate per square foot charged Federal agencies by the Administrator of General Services in the State which that Senator represents, based upon a 100 percent building quality rating, by (B) the maximum aggregate square feet of office space to which that Senator is entitled under subsection (b) of this section reduced by the number of square feet contained in offices secured for that Senator under subsection (a) of this section and used by that Senator and his employees to perform their duties.

(3) No reimbursement shall be made under paragraph (1) for rental payments and operating costs of a mobile office of a Senator unless the following provisions are included in its lease:

(A) Liability insurance in the amount of $1,000,000 shall be provided with respect to the operation and use of such mobile office.

(B) The following inscription shall be clearly visible on three sides of such mobile office in letters not less than four inches high:

"Mobile Office of Senator (name of Senator)
"FOR OFFICIAL OFFICE USE ONLY".

(4) No reimbursement shall be made under paragraph (1) for rental payments and operating costs of a mobile office of a Senator which are attributable to or incurred during the 60-day period ending with the date of any primary or general election (whether regular, special, or runoff) in which that Senator is a candidate for public office, unless his candidacy in such election is uncontested.

(5) Reimbursement under paragraph (1) shall be made on a quarterly basis and shall be paid upon vouchers approved by the Sergeant at Arms of the Senate. (Pub. L. 93–371, § 101(3) (a)–(d), (f), Aug. 13, 1974, 88 Stat. 428, amended Pub. L. 94–32, title I, § 101, June 12, 1975, 89 Stat. 183; Pub. L. 94–59, title I, §§ 106(a), 107, July 25, 1975, 89 Stat. 276.)

CODIFICATION

Subsec. (e), in the original, amended section 58 of this title and was not carried as part of this section. Subsec. (f), in the original, as added by Pub. L. 94–32, has been redesignated (e) for purposes of codification.

AMENDMENTS

1975—Subsec. (a). Pub. L. 94–59, § 107, designating existing provisions as par. (1) and added par. (2).

Subsec. (c). Pub. L. 94–59, § 106(a), designated existing provisions as par. (1) and added par. (2).

Subsec. (e). Pub. L. 94–32 added subsec. (e).

EFFECTIVE DATE OF 1975 AMENDMENT

Section 106(b) of Pub. L. 94–59 provided that: "The amendment made by subsection (a) of this section [amending subsec. (c) of this section] is effective on and after July 1, 1975."

EFFECTIVE DATE

Section 101(3)(g), formerly (f) of Pub. L. 93–371, as renumbered by section 101 of Pub. L. 94–32, provided that: "This section [which enacted this section and amended section 58 of this title] is effective on and after July 1, 1974."

§ 59a. Purchase of office equipment or furnishings by Representatives, Delegates, and Resident Commissioner.

(a) Authorization; conditions.

Notwithstanding any other provision of law, a Member may purchase, upon leaving office or otherwise ceasing to be a Member (except by expulsion), any item or items of office equipment or office furnishings provided by the General Services Administration and then currently located and in use in an office of such Member in the district then represented by such Member.

(b) Regulations governing purchase; price.

Each purchase of equipment or furnishings under subsection (a) of this section shall be—

(1) in accordance with regulations which shall be prescribed by the Committee on House Administration, after consultation with the General Services Administration; and

(2) at a price equal to the acquisition cost to the Federal Government of the equipment or furnishings so purchased, less allowance for depreciation determined under such regulations, but in no instance less than the fair market value of such items.

(c) Remittance of amounts received to General Services Administration; disposition.

Amounts received by the Federal Government from the sale of items of office equipment or office furnishings under this section shall be remitted to the General Services Administration and credited to the appropriate account or accounts.

(d) Definitions.

For the purposes of this section—

(1) "Member" means a Member of, Delegate to, or Resident Commissioner in, the House of Representatives; and

(2) "district" means a congressional district, the District of Columbia (with respect to any office of the Delegate from the District of Columbia situated at any place in the District other than at the United States Capitol), the Virgin Islands, Guam, Puerto Rico, and, in the case of a Representative at Large, a State.

(Pub. L. 93–462, § 1, Oct. 20, 1974, 88 Stat. 1388.)

§ 59b. Purchase of office equipment or furnishings by Senators.

(a) Authorization; conditions.

Notwithstanding any other provision of law, a United States Senator may purchase, upon leaving office or otherwise ceasing to be a Senator (except by expulsion), any item or items of office equipment or office furnishings provided by the General Services Administration and then currently located and in use in an office of such Senator in the State then represented by such Senator.

(b) Request to by Senator and arrangement for purchase by Sergeant at Arms of Senate; regulations governing purchase; price.

At the request of any United States Senator, the Sergeant at Arms of the Senate shall arrange for and make the purchase of equipment and furnishings under subsection (a) of this section on behalf of such Senator. Each such purchase shall be—

(1) in accordance with regulations which shall be prescribed by the Committee on Rules and Administration of the Senate, after consultation with the General Services Administration; and

(2) at a price equal to the acquisition cost to the Federal Government of the equipment or furnishings so purchased, less allowance for depreciation determined under such regulations, but in no instance less than the fair market value of such items.

(c) Remittance of amounts received to General Services Administration; disposition.

Amounts received by the Federal Government from the sale of items of office equipment or office furnishings under this section shall be remitted to the General Services Administration and credited to the appropriate account or accounts. (Pub. L. 93–462, § 2, Oct. 20, 1974, 88 Stat. 1388.)

Chapter 4.—OFFICERS AND EMPLOYEES OF SENATE AND HOUSE OF REPRESENTATIVES

Sec.

60a–1. Senate pay adjustments; action by President pro tempore of Senate [New].
60a–2. House of Representatives pay adjustments; action by Clerk of House of Representatives [New].
60c–2. Salary deposit in financial organizations [New].
(a) Written request of employee; designation of financial organization.
(b) Deposit of aggregate amount in financial organization resulting from multiple designations of the same organization; specification of the individual amounts to be credited.
(c) Full acquittance for the amount due.
(d) Rules and regulations.
(e) Definition of "financial organization".
60c–3. Withholding and remittance of State income tax by Secretary of Senate [New].
(a) Agreement by Secretary with appropriate State official; covered individuals.
(b) Number of remittances authorized.
(c) Requests by individuals of Secretary for withholding and remittance; amount of withholding; number and effective date of requests; change of designated State; revocation of request; rules and regulations.
(d) Time or times of agreements by Secretary.
(e) Provisions as not imposing duty, burden, requirement or penalty upon the United States, Senate, or any officer or employee of United States; effect of filing paper, form, or document with Secretary.
(f) Definitions.
60e–1a. Withholding of State income tax by Clerk and Sergeant at Arms of the House [New].
(a) Agreement with proper State officials; covered individuals.
(b) Number of remittances authorized.
(c) Acceptance or disapproval of proposed agreement by Committee on House Administration.
(d) Number and effective date of requests for withholding; change of designated State; revocation of request.
(e) Provisions as not imposing duty, burden, requirement or penalty upon the United States, House, or any officer or employee of United States; effect of filing paper, form, or document with Clerk or Sergeant at Arms.
60e–1b. Same; definitions [New].
61a–3. Compensation of Assistant Secretary of the Senate [New].
61a–4a. Same; authority to appoint an auditor in lieu of a secretary; compensation [New; Omitted].
61a–6 to 61a–8. Omitted.
61a–9. Advancement by Secretary of the Senate of travel funds to employees under his jurisdiction for Federal Election Campaign Act travel expenses [New].
61a–9a. Travel expenses of Secretary of the Senate; advancement of travel funds to designated employees [New].
61a–10. Appointment of public records office personnel by Secretary of the Senate: superintendent, clerk, chief auditor, assistant superintendent, secretary, and technical assistants; compensation of personnel [New].
61b. Compensation of Parliamentarian of the Senate [New].
61b–1a. Appointment and compensation of third assistant parliamentarian [New].
61c. Compensation of employees of the office of Secretary of the Senate [New].
61c–2. Compensation of Assistants to the Majority and the Minority in the Office of Secretary of the Senate [New].
61d–1. Compensation of the Secretary to the Chaplain of the Senate [New].
61f–2 to 61f–6. Omitted.
61g. Compensation of Secretaries for the Senate Majority and Minority [New].
61g–3. Appointment and compensation of assistants for Secretaries for Majority and Minority during emergencies [New].
61h. Compensation of Assistant Secretary for the majority of the Senate and Assistant Secretary for the Minority of the Senate [New].
61h–1. Compensation of Administrative Assistant in Office of Majority Leader of the Senate and Office of Minority Leader of the Senate [New].
61h–2. Compensation of Legislative Assistants in Offices of Majority Leader and Minority Leader of Senate [New].
61h–3. Executive Secretaries and Clerical Assistants in Offices of Majority and Minority Leaders of the Senate; authority to appoint; compensation [New].
61j. Compensation of Administrative Assistant in Office of Majority Whip of the Senate and Office of Minority Whip of the Senate [New].
61j–1. Legislative Assistants in Offices of Majority and Minority Whips of the Senate; authority to appoint; compensation [New].
63a. Compensation of Doorkeeper of the Senate [New].
64–1. Employees of Senate Disbursing Office; designation by Secretary of the Senate to administer oaths and affirmations [New].
64a–1. Compensation of Financial Clerk of the Senate [New].
64b. Same; Assistant Secretary of the Senate to act as Secretary in all matters except those of disbursing officer; written designation of absent status [New].

Sec.
68–1. Same; designation of Committee employee to approve vouchers on behalf of Committee [New].
72a–1c. Authority of Senator to hire staff assistance in connection with his committee membership [New].
(a) Grant of authority.
(b) Reduction of amounts.
(c) Designation and certification of appointed employees; professional staff privileges.
(d) Compensation.
(e) Maximum aggregate payments of gross compensation.
(f) Effective date.
123c. Automatic data processing equipment [New].
130c. Waiver by Secretary of the Senate of claims of the United States arising out of erroneous payments to Vice President, Senator, or Senate employee whose pay is disbursed by the Secretary of the Senate [New].
130d. Waiver by Speaker of the House of Representatives of claims of the United States arising out of erroneous payments to officers or employees whose pay is disbursed by the Clerk of the House of Representatives [New].

§ 60a. Positions and rates of competition.

SENATE PAY ADJUSTMENTS; EFFECTIVE DATE; FORCE OF LAW; ADMINISTRATIVE PAY ACTION; LIMITATION; "PERSONNEL" DEFINED.

Section 4 of Pub. L. 91–656, Jan. 8, 1971, 84 Stat. 1952, as amended, formerly set out as a note under this section, is now classified to section 60a–1 of this title.

HOUSE OF REPRESENTATIVES PAY ADJUSTMENTS; EFFECTIVE DATE; ADMINISTRATIVE PAY ACTION; EXCEPTED EMPLOYEES; LIMITATION.

Section 5 of Pub. L. 91–656, Jan. 8, 1971, 84 Stat. 1952, as amended, formerly set out as a note under this section, is now classified to section 60a–2 of this title.

LEGISLATIVE BRANCH APPROPRIATION ACTS

Pub. L. 94–59, July 25, 1975, 89 Stat. 269, provided in part for the funds for operation of Congress during fiscal year 1976 and during the interim period ending Sept. 30, 1976.

Similar provisions for prior fiscal years were contained in Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 125; Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 432; Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 527; Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 424.

§ 60a–1. Senate pay adjustments; action by President pro tempore of Senate.

(a) Each time the President adjusts the rates of pay of employees under section 5305 of Title 5 the President pro tempore of the Senate shall, as he considers appropriate—

(1)(A) adjust the rates of pay of personnel whose pay is disbursed by the Secretary of the Senate, and any minimum or maximum rate applicable to any such personnel; or

(B) in the case of such personnel whose rates of pay are fixed by or pursuant to law at specific rates, adjust such rates (including the adjustment of such specific rates to maximum pay rates) and, in the case of all other personnel whose pay is disbursed by the Secretary of the Senate, adjust only the minimum or maximum rates applicable to such other personnel; and

(2) adjust any limitation or allowance applicable to such personnel;

by percentages which are equal or equivalent, insofar as practicable and with such exceptions as may be necessary to provide for appropriate pay relationships between positions, to the percentages of the adjustments made by the President under such section 5305 for corresponding rates of pay for employees subject to the General Schedule contained in section 5332 of such title. Such rates, limitations, and allowances adjusted by the President pro tempore shall become effective on the first day of the month in which any adjustment becomes effective under such section 5305 or section 3(c) of this Act.

(b) The adjustments made by the President pro tempore shall be made in such manner as he considers advisable and shall have the force and effect of law.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) No rate of pay shall be adjusted under the provisions of this section to an amount in excess of the rate of basic pay for level III of the Executive Schedule contained in section 5314 of Title 5.

(e) For purposes of this section, the term "personnel" does not include any Senator. (Pub. L. 91–656, § 4, Jan. 8, 1971, 84 Stat. 1952, amended Pub. L. 92–298, § 3(a), May 17, 1972, 86 Stat. 146; Pub. L. 92–392, § 14(a), Aug. 19, 1972, 86 Stat. 575; Pub. L. 94–82, title II, § 204(d), Aug. 9, 1975, 89 Stat. 422.)

REFERENCES IN TEXT

Section 3(c) of this Act, referred to in subsec. (a), is section 3(c) of Pub. L. 91–656, which is set out as a note under section 5305 of Title 5, Government Organization and Employees.

AMENDMENTS

1975—Subsec. (d). Pub. L. 94–82 substituted "level III" for "level V", and "section 5314 of Title 5" for "section 5316 of Title 5."

1972—Subsec. (a). Pub. L. 92–298 and Pub. L. 92–392 made identical substitutions of "first day of the month in which any adjustment becomes effective" for "first day of the first pay period which begins on or after the day on which any adjustment becomes effective" in the last sentence.

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92–392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92–392, set out as a note under section 5341 of Title 5, Government Organization and Employees.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

OCTOBER 2, 1975

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this Order or unless an annual rate of compensation of an employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this Order, the annual rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate is adjusted to that multiple of $159 which is nearest to but not less than the rate such employee was receiving immediately prior to October 1, 1975.

(b) For purposes of this Order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms and Doorkeeper, and the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (1) the annual rate in effect for positions in level III of the Executive Schedule under section 5314 of title 5, United States Code, or (2) an annual rate of compensation which is $1,500 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

(b) The annual rates of compensation of the Secretary for the Majority (other than the present incumbent) and the Secretary for the Minority (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $41,500, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $46,269, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $500 les than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(c) (1) The maximum annual rate of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent) (as such rate was increased by prior orders of the President pro tempore) is further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $41,500, or (2) at such time as level III is increased to more than $42,000 but not less than $48,000, an annual rate of compensation in excess of $46,269, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $500 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(2) The annual rates of compensation of the four Senior Counsel in the Office of the Legislative Counsel and the maximum annual rates of compensation of the Assistant Secretary of the Senate, the Parliamentarian, and the Financial Clerk (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $41,022, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $45,792, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $1,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(d) (1) The maximum annual rate of compensation of the Chief Reporter of Debates (as such rate was increased by prior orders of the President pro tempore) is further increasd by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $38,001, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $43,248, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $3,600 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(2) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Leader and the Administrative Assistant in the Office of the Minority Leader (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $39,909, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $44,361, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $2,500 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(3) The maximum annual rates of compensation of the Assistant Secretary for the Majority and the Assistant Secretary for the Minority (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $39,432, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $43,884, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $3,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(4) The maximum annual rates of compensation of the seven Reporters of Debates in the Office of the Secretary (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $37,842, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $42,771, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $4,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(5) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Whip and the Administrative Assistant in the Office of the Minority Whip (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any

time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) $38,955, or (2) at such time as such level III is increased to more than $42,000 but less than $48,000, an annual rate of compensation in excess of $42,453, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $4,400 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in subsection (a) of this section.

(6) The maximum annual rates of compensation of the Assistant to the Majority and the Assistant to the Minority in the Office of the Secretary, the Legislative Assistant in the Office of the Majority Leader, and the Legislative Assistant in the Office of the Minority Leader (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $38,478 until such time as such level III is increased to more than $42,000.

(7) The maximum annual rates of compensation of the Assistant Parliamentarian, the Legislative Clerk, and the Journal Clerk (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $36,411 until such time as such level III is increased to more than $42,000.

(8) The maximum annual rates of compensation of the Assistant Legislative Clerk, the Administrative Assistant in the Office of the Sergeant at Arms, and the Deputy Sergeant at Arms (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $35,298 until such time as such level III is increased to more than $42,000.

(9) The maximum annual rates of compensation of the Curator of Art and Antiquities of the Senate and the Editor, digest in the Office of the Secretary (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying a position whose annual rate of compensation is determined under this paragraph shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $34,026 until such time as such level III is increased to more than $42,000.

(10) The maximum annual rates of compensation of the Director of the Senate Recording Studio and the Postmaster of the Senate (as such rates were increased by prior orders of the President pro tempore) are further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159. Notwithstanding the provisions of this paragraph, an individual occupying the position of Director of the Senate Recording Studio or Postmaster of the Senate, the annual rate of compensation for which is determined under this paragraph, shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $34,662 or $33,390, respectively, until such time as such level III is increased to more than $42,000.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain and the maximum annual rate of compensation for the position of secretary to the Chaplain (as in effect immediately prior to October 1, 1975) are increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159.

(b) The maximum annual rates of compensation for positions or classes of positions (other than those positions referred to in sections 2 (c) and (d) of this Order) under the jurisdiction of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Majority, and the Secretary for the Minority are increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 5 percent, and as so increased, adjusted to the next higher multiple of $159:

(1) the Vice President for any employee under his jurisdiction;

(2) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip (subject to the provisions of section 2(d) of this Order);

(3) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2 (c) (1) of this Order);

(4) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2(c) (2) and (d) of this Order);

(5) the Sergeant at Arms, for any employee under his jurisdiction (subject to the provisions of section 2(d) of this Order);

(6) the Chaplain, for his secretary;

(7) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel);

(8) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdiction of that Secretary (subject to the provisions of section 2(d) of this Order); and

(9) the Capitol Guide Board, for the Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(d) The figure "$906", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as provided in section 4(d) of the Order of the President pro tempore of October 7, 1974), shall be deemed to refer to the figure "$954".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to October 1, 1975, with respect to the folding of speeches and pamphlets for the Senate, is increased by 5 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provision of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing, special, or select committtee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 5 percent, and as so increased, adjusted to the next higher multiple of $159.

(b) (1) The figures "$17,818" and "$26,274" appearing in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(e) of this title] (as

provided in section 5(b)(1) of the Order of the President pro tempore of October 7, 1974), shall be deemed to refer to the figures "$18,762" and "$27,666", respectively.

(2) The maximum annual rates of "$42,431", "$44,243", and "$46,206" appearing in such section 105(e) [section 61–1(e) of this title] (as provided in section 5(b)(2) of such Order of October 7, 1974) are each further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159, and shall be deemed to refer to the figures "$44,679", "$46,587", and "$48,654", respectively.

(3)(A) Notwithstanding the provisions of paragraph (2) of this subsection, any individual occupying a position on the staff of a standing committee of the Senate or the majority or minority policy committee of the Senate to which any such rate applies or to any position to which such rate was made applicable by section 105 of title I of the Legislative Branch Appropriation Act, 1976 [section 105 of Pub. L. 94–59, set out in part as a note under section 61–1 of this title], shall not be paid at any time at an annual rate in excess of $35,775, $37,524, or $39,909, respectively, as long as the annual rate of basic pay for positions in level III of the Executive Schedule under section 5314 of title 5, United States Code, is $42,000.

(B) Notwithstanding the provisions of paragraph (2) of this subsection, when the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such committee (i) to which the rate "$44,679" applies shall not be paid at any time at any annual rate in excess of $40,545, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $42,612, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $45,156, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $1,700 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of this Order.

(4)(A) Notwithstanding the provisions of paragraph (2) of this subsection, any individual occupying a position on the staff of any special or select committee of the Senate and the conference majority and conference minority of the Senate to which any such rate applies shall not be paid at any time at an annual rate in excess of $35,775, $37,524, or $39,432, respectively, as long as the annual rate of basic pay for positions in such level III is $42,000.

(B) Notwithstanding the provisions of paragraph (2) of this subsection, when the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such committee (i) to which the rate "$44,679" applies shall not be paid at any time at an annual rate in excess of $39,909, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $41,976, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $44,520, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $2,300 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of this Order.

(5)(A) Notwithstanding the provisions of paragraph (2) of this subsection, any individual occupying a position on the staff of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate to which any such rate applies shall not be paid at any time at an annual rate in excess of $35,775, $36,729, or $37,842, respectively, as long as the annual rate of basic pay for positions in such level III is $42,000.

(B) Notwithstanding the provisions of paragraph (2) of this subsection, when the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such joint committee (i) to which the rate "$44,679" applies shall not be paid at any time at an annual rate in excess of $39,909, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $41,817, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $43,884, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $3,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of this Order.

SENATORS' OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 5 percent, and as so increased, adjusted to the next higher multiple of $159.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(d)(1) of this title] shall be deemed to read as follows:

"$413,082 if the population of his State is less than 2,000,000;

"$425,484 if such population is 2,000,000 but less than 3,000,000;

"$455,376 if such population is 3,000,000 but less than 4,000,000;

"$493,854 if such population is 4,000,000 but less than 5,000,000;

"$525,336 if such population is 5,000,000 but less than 7,000,000;

"$558,408 if such population is 7,000,000 but less than 9,000,000;

"$594,342 if such population is 9,000,000 but less than 10,000,000;

"$622,008 if such population is 10,000,000 but less than 11,000,000;

"$658,260 if such population is 11,000,000 but less than 12,000,000;

"$685,926 if such population is 12,000,000 but less than 13,000,000;

"$721,224 if such population is 13,000,000 but less than 15,000,000;

"$756,522 if such population is 15,000,000 but less than 17,000,000;

"$791,820 if such population is 17,000,000 but less than 19,000,000;

"$818,214 if such population is 19,000,000 but less than 21,000,000;

"$844,608 if such population is 21,000,000 or more.".

(c)(1) The second sentence of section 105(d)(2) of such Act [section 61–1(d)(2) of this title] is modified to read as follows: "'The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than $1,113 per annum or in excess of $25,440 per annum except that (i) the salaries of five employees may be fixed at rates of not more than $43,407 per annum, and (ii) the salary of one employee may be fixed at a rate of not more than $45,315 per annum.".

(2) Notwithstanding the modification made by paragraph (1) of this subsection, any individual occupying a position to which a rate referred to in clause (i) or (ii) of such modification applies shall not be paid at any time at an annual rate exceeding $36,729 or $39,909, respectively, as long as the annual rate of basic pay for positions at level III of the Executive Schedule under section 5314 of title 5, United States Code, is $42,000.

(3) Notwithstanding the modification made by paragraph (1) of this subsection, if the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position to which a rate referred to in such clause (i) or (ii) applies shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of (A) in the case of an individual to whom the rate under such clause (i) applies, $41,181, and (B) in the case of an individual to whom the rate under clause (ii) applies, $44,361, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $2,500 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of this Order.

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,057" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title] (as provided in section 7(a) of the Order of the President pro tempore of October 7, 1974) shall be deemed to refer to the figure "$1,113".

(b)(1) The maximum annual rate of compensation of "$46,206" appearing in such section [section 61–1(f) of this title] (as provided in section 7(b)(1) of the Order of October 7, 1974) is further increased by 5 percent, and as so increased, adjusted to the next higher multiple of $159, and shall be deemed to refer to the figure "$48,654".

(2) Notwithstanding the provisions of paragraph (1) of this subsection, any individual occupying a position to which such rate applies shall not be paid at any time at an annual rate exceeding $39,909 as long as the annual rate of basic pay for positions at level III of the Executive Schedule under section 5314 of title 5, United States Code, is $42,000.

(3) Notwithstanding the provisions of paragraph (1) of this subsection, when the annual rate for such level III is increased to more than $42,000, but less than $48,000, any individual occupying a position to which such rate applies shall not be paid at any time at an annual rate in excess of $45,156, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $1,700 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of this Order.

NOTIFYING DISBURSING OFFICE OF INCREASE

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation as the result of an increase in the maximum annual rate of compensation for his position authorized under this Order, the individual designated by section 4, 5, or 6 to authorize an increased rate of compensation for that employee shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date on which that increase is to be effective.

EFFECTIVE DATE

SEC. 9. Sections 1–8 of this Order are effective October 1, 1975.

JAMES O. EASTLAND,
President pro tempore.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

October 7, 1974

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this Order or unless an annual rate of compensation of an employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this Order, the annual rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate is adjusted to that multiple of $151 which is nearest to but not less than the rate such employee was receiving immediately prior to October 1, 1974.

(b) For purposes of this Order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms, and the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (1) the annual rate in effect for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code, or (2) an annual rate of compensation which is $1,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

(b) The annual rates of compensation of the Secretary for the Majority (other than the present incumbent), the Secretary for the Minority, and the four Senior Counsel in the Office of the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, except that until the annual rate for such level V is increased to $42,000 or more, any such individual shall not be paid at an annual rate exceeding $41,072, or (2) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than $1,057 less than the annual rate of compensation which is now or may hereafter be in effect, for Members of Congress.

(c) The maximum annual rates of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent), the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, and the Chief Reporter of Debates (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151. Notwithstanding the provision of this subsection, an individual occupying a position whose compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, except that until the annual rate for such level V is increased to $42,000 or more, the annual rate of compensation of any such individual shall not be fixed at an annual rate exceeding $41,072, or (2) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than $1,057 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

(d)(1) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Leader, the Administrative Assistant in the Office of the Majority Whip, the Administrative Assistant in the Office of the Minority Leader, the Administrative Assistant in the Office of the Minority Whip, the seven Reporters of Debates in the Office of the Secretary, the Assistant Secretary for the Majority, the Assistant Secretary for the Minority, the Assistant to the Majority and the Assistant to the Minority in the Office of the Secretary, the Legislative Assistant in the Office of the Majority Leader, the Legislative Assistant in the Office of the Minority Leader, the Assistant Parliamentarian, the Legislative Clerk, the Journal Clerk, the Assistant Legislative Clerk, the Administrative Assistant to the Sergeant at Arms, the Deputy Sergeant at Arms, the Director of the Senate Recording Studio, the Curator of Art and Antiquities of the Senate, and the Postmaster of the Senate (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151.

(2) Notwithstanding the provisions of paragraph (1) of this subsection, as long as the annual rate of basic pay for positions in such level V is less than $39,000, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of $35,938, except that

(A) any individual occupying the position of Administrative Assistant in the Office of the Majority Whip or Minority Whip shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $35,636, (B) any individual occupying the position of Assistant to the Majority or Assistant to the Minority in the Office of the Secretary, Legislative Assistant in the Office of the Majority Leader, or Legislative Assistant in the Office of the Minority Leader, shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $35,334, (C) any individual occupying the position of Assistant Parliamentarian, Legislative Clerk, or Journal Clerk shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $34,579, (D) any individual occupying the position of Assistant Legislative Clerk, Administrative Assistant to the Sergeant at Arms, or the Deputy Sergeant at Arms shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $33,522, (E) any individual occupying the position of Director of the Senate Recording Studio shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $32,918, (F) an individual occupying the position of Curator of Art and Antiquities of the Senate shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $32,314, and (G) any individual occupying the position of Postmaster of the Senate shall not be paid, by reason of the promulgation of this Order, at an annual rate in excess of $31,710.

(3) Notwithstanding the provisions of paragraph (1) of this subsection, if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying the position of (A) Administrative Assistant in the Office of the Majority Leader, Administrative Assistant in the Office of the Minority Leader, a Reporter of Debates, Assistant Secretary for the Majority, or Assistant Secretary for the Minority shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of $38,958, (B) Administrative Assistant in the Office of the Majority Whip or the Administrative Assistant in the Office of the Minority Whip shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $37,750, (C) Assistant to the Majority or Assistant to the Minority in the Office of the Secretary, Legislative Assistant in the Office of the Majority Leader, or Legislative Assistant in the Office of the Minority Leader shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of $37,146, and (D) Assistant Parliamentarian, Legislative Clerk, or Journal Clerk shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of $36,391.

(4) Notwithstanding the provisions of paragraph (1) of this subsection, any individual occupying the position of Administrative Assistant in the Office of the Majority Leader, the Assistant Secretary for the Majority, the Administrative Assistant in the Office of the Minority Leader, the Assistant Secretary for the Minority, and the seven Reporters of Debates in the Office of the Secretary shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (A) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, the annual rate in effect for positions in such level V, or (B) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,812 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

(5) Notwithstanding the provisions of pargaraph (1) of this subsection, any individual occupying the position of Administrative Assistant in the Office of Majority Whip or the Administrative Assistant in the Office of the Minority Whip shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (A) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, the annual rate in effect for positions in such level V, or (B) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $2,567 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

(6) Notwithstanding the provisions of paragraph (1) of this subsection, any individual occupying the position of the Assistant to the Majority or the Assistant to the Minority in the Office of the Secretary, the Legislative Assistant in the Office of the Majority Leader, or the Legislative Assistant in the Office of the Minority Leader, shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (A) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, the annual rate in effect for positions in such level V, or (B) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $3,473 less than the annual rate of compensation which is now or may hereafter be in effect, for Members of Congress.

(e) The annual rate of compensation of each employee of the former Vice President whose pay is disbursed by the Secretary of the Senate under Senate Resolution 379, 93d Congress, agreed to August 9, 1974, is increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151. Notwithstanding the provisions of this subsection, no such employee shall be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of the annual rate of basic pay, which is now or hereafter may be in effect, for positions in such level V.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain and the maximum annual rate of compensation for the position of secretary to the Chaplain (as in effect immediately prior to October 1, 1974) are increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increase by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151.

(b) The maximum annual rates of compensation for positions or classes of positions (other than those positions referred to in section 2 (c) and (d) of this Order) under the jurisdiction of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Majority, and the Secretary for the Minority are increased by 5.52 percent, and as so increased adjusted to the next higher multiple of $151.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151:

(1) the Vice President, for any employee under his jurisdiction;

(2) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip (subject to the provisions of section 2(d) of this Order);

(3) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2(c) of this Order);

(4) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2 (c) and (d) of this Order);

(5) the Sergeant at Arms, for any employee under his jurisdiction (subject to the provisions of section 2(d) of this Order);

(6) the Chaplain, for his secretary;

(7) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel);

(8) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdic-

tion of that Secretary (subject to the provisions of section 2(d) of this Order); and

(9) the Capitol Guide Board, for the Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(d) The figure "$855", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as provided in section 4(d) of the Order of the President pro tempore of October 4, 1973), shall be deemed to refer to the figure "$906".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to October 1, 1974, with respect to the folding of speeches and pamphlets for the Senate, is increased by 5.52 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provision of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151.

(b)(1) The figures "$16,815" and "$24,795" appearing in section 105(e) of the Legislative Branch Appropriation Act, 1968 [section 61–1(e) of this title] (as provided in section 5(b)(1) of the Order of the President pro tempore of October 4, 1973, and as amended by the Supplemental Appropriations Act, 1974), shall be deemed to refer to the figures "$17,818" and "$26,274", respectively.

(2) The maximum annual rates of "$40,185", "$41,895", and "$43,890" appearing in such section 105(e) [section 61–1(e) of this title] (as provided in section 5(b)(2) of such Order of October 4, 1973) are each further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151, and shall be deemed to refer to the figures "$42,431", "$44,243", and "$46,206", respectively.

(3) Notwithstanding the provisions of paragraph (2) of this subsection, any individual occupying a position to which any such rate applies shall not be paid at any time at an annual rate in excess of $33,975, $35,636, or $35,938, respectively, as long as the annual rate of basic pay for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000.

(4) Notwithstanding the provisions of paragraph (2) of this subsection, if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying a position (A) to which the rate "$42,431" applies shall not be paid at any time at an annual rate in excess of $36,844, (B) to which the rate "$44,243" applies shall not have his compensation fixed at an annual rate in excess of $38,656, and (C) to which the rate "$46,206" applies shall not be paid at any time at an annual rate in excess of the lesser of $41,072 or that multiple of $151 which is nearest to but less than the annual rate of basic pay for positions in such level V.

(5) Notwithstanding the provisions of paragraph (2) of this subsection, if the annual rate of basic pay for positions in such level V is increased to $42,000 or more, an individual occupying any position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of either of the following: (A) an annual rate of compensation which is a multiple of $151 which is nearest to, but less than, the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, or (B)(i) in the case of an individual occupying a position to which the rate "$42,431" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $2,265 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress, (ii) in the case of an individual to which the rate "$44,243" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,661 less than such annual rate for Members of Congress, or (iii) in the case of an individual to which the rate "$46,206" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,057 less than such annual rate for Members of Congress.

SENATORS' OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(d)(1) of this title] shall be deemed to read as follows:

"$392,298 if the population of his State is less than 2,000,000;

"$404,076 if such population is 2,000,000 but less than 3,000,000;

"$432,464 if such population is 3,000,000 but less than 4,000,000;

"$469,006 if such population is 4,000,000 but less than 5,000,000;

"$498,904 if such population is 5,000,000 but less than 7,000,000;

"$530,312 if such population is 7,000,000 but less than 9,000,000;

"$564,438 if such population is 9,000,000 but less than 10,000,000;

"$590,712 if such population is 10,000,000 but less than 11,000,000;

"$625,140 if such population is 11,000,000 but less than 12,000,000;

"$651,414 if such population is 12,000,000 but less than 13,000,000;

"$684,936 if such population is 13,000,000 but less than 15,000,000;

"$718,458 if such population is 15,000,000 but less than 17,000,000;

"$751,980 if such population is 17,000,000 or more."

(c)(1) The second sentence of section 105(d)(2) of such Act [section 61–1(d)(2) of this title] is modified to read as follows: "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than $1,057 per annum or in excess of $24,160 per annum except that (i) the salaries of five employees may be fixed at rates of not more than $41,223 per annum, and (ii) the salary of one employee may be fixed at a rate of not more than $43,035 per annum."

(2) Notwithstanding the modification made by paragraph (1) of this subsection, any individual occupying a position to which a rate referred to in clause (i) or (ii) of such modification applies shall not be paid at any time at an annual rate exceeding $34,881 or $35,938, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000.

(3) Notwithstanding the modification made by paragraph (1) of this subsection, if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying a position to which a rate referred to in such clause (i) or (ii) applies shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate in excess of (A) in the case of an individual to whom the rate under such clause (i) applies, $38,052, and (B) in the case of an individual to whom the rate under clause (ii) applies, the lesser of a rate that is a multiple of $151 which is nearest to, but less than, the annual rate for such level V or $39,864.

(4) Notwithstanding the modification made by paragraph (1) of this subsection, if the annual rate for such

level V is increased to $42,000 or more, an individual occupying a position (A) to which the rate "$41,223" applies, shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $2,265 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress, or (B) to which the rate "$43,035" applies, shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (i) an annual rate of compensation which is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,661 less than such annual rate for Members of Congress.

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,140" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title] (as provided in section 7(a) of the Order of the President pro tempore of October 4, 1973) shall be deemed to refer to the figure "$1,057".

(b)(1) The maximum annual rate of compensation of $43,890" appearing in such section (as provided in section 7(b) of such Order of October 4, 1973) is further increased by 5.52 percent, and as so increased, adjusted to the next higher multiple of $151, and shall be deemed to refer to the figure "$46,206".

(2) Notwithstanding the provisions of paragraph (1) of this subsection, any individual occupying a position to which such rate applies (A) shall not be paid at any time at an annual rate exceeding $35,938 as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000, (B) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not be paid at any time at an annual rate exceeding the lesser of (i) a rate that is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) $41,072, and (C) if the annual rate for such level V is increased to $42,000 or more, shall not be paid at an annual rate in excess of either of the following: (i) an annual rate which is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) an annual rate which is nearest to, but less than, $1,057 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

NOTIFYING DISBURSING OFFICER OF INCREASES

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation as the result of an increase in the maximum annual rate of compensation for his position authorized under this Order, the individual designated by section 4, 5, or 6 to authorize an increased rate of compensation for that employee shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date on which that increase is to be effective.

LEGISLATIVE BRANCH APPROPRIATION ACT, 1975, RATE INCREASES

SEC. 9. (a) Except as provided in this section, no provision of this Order supersedes paragraph 4 of "Administrative Provisions" under the heading "SENATE" in the Legislative Branch Appropriation Act, 1975 [amending sections 61a, 61a–3, 61b, 61e, 61g, 61j, and 273 of this title, and enacting sections 61h, 61h–1, 63a, 64a–1 and provisions set out as notes under sections 61–1, 61a, and 274 of this title].

(b) An individual occupying a position for which that paragraph 4 prescribes a specific annual rate of compensation shall be paid that annual rate until such time as the annual rate of basic pay for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code, is increased to an annual rate which will result in authorizing an annual rate of compensation to be paid such an individual under this Order which is higher than the annual rate authorized under that paragraph 4. After such time, any such individual shall be paid in accordance with this Order.

(c)(1) An individual occupying a position for which that paragraph 4 prescribes a maximum annual rate in excess of the annual rate for positions in such level V in effect immediately prior to October 1, 1974, may be paid at the maximum rate authorized by that paragraph 4 or any annual rate which is a multiple of $151, except that if the maximum annual rate to be paid is in excess of $36,693, the annual rate paid shall be a multiple of $285. After such time as the annual rate of basic pay for positions in such level V is increased to an annual rate which will result in authorizing an annual rate of compensation to be paid such an individual under this Order which is higher than the annual rate authorized for that individual under that paragraph 4, such individual shall be paid in accordance with this Order.

(2) An individual occupying a position for which that paragraph 4 prescribes a maximum annual rate of compensation less than the annual rate for positions in such level V in effect immediately prior to October 1, 1974, shall be paid in accordance with sections 1–8 of this Order.

EFFECTIVE DATE

SEC. 10. Sections 1–9 of this Order are effective October 1, 1974.

JAMES O. EASTLAND,
President pro tempore.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

OCTOBER 4, 1973

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this Order or unless an annual rate of compensation of an employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this Order, the annual rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate is adjusted to the lowest multiple of $285 which is not lower than the rate such employee was receiving immediately prior to October 1, 1973.

(b) For purposes of this Order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms, and the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) the annual rate of basic pay, which is now or may hereafter be in effect, for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code, or (2) an annual rate of pay which is $1,000 less than the annual rate of pay, which is now or may hereafter be in effect, for Members of Congress.

(b) The annual rates of compensation of the Secretary for the Majority (other than the present incumbent), the Secretary for the Minority, and the four Senior Counsel in the Office of the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 4.77 percent, and as so

increased, adjusted to the nearest multiple of $285. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of this Order, at any annual rate of compensation in excess of either of the following: (1) the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, except that until the annual rate for such level V is increased to $42,000 or more, any such individual shall not be paid at an annual rate exceeding $40,755, or (2) an annual rate of pay which is that multiple of $285 which is nearest to, but not less than, $1,140 less than the annual rate of pay, which is now or may hereafter be in effect, for Members of Congress.

(c) The maximum annual rates of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent), the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, and the Chief Reporter of Debates (as such rates were increased by prior orders of the President pro tempore) are further increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285. Notwithstanding the provisions of this subsection, an individual occupying a position whose compensation is determined under this subsection shall not have his compensation fixed at any time, by reason of the promulgation of this Order, at an annual rate of compensation in excess of either of the following: (1) the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, except that until the annual rate for such level V is increased to $42,000 or more, the annual rate of compensation of any such individual shall not be fixed at an annual rate exceeding $40,755, or (2) an annual rate of pay which is that multiple of $285 which is nearest to, but less than $1,140 less than the annual rate of pay, which is now or may hereafter be in effect, for Members of Congress.

(d)(1) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Leader, the Administrative Assistant in the Office of the Majority Whip, the Administrative Assistant in the Office of the Minority Leader, the Administrative Assistant in the Office of the Minority Whip, the seven Reporters of Debates in the Office of the Secretary, the Assistant Secretary for the Majority, the Assistant Secretary for the Minority, the Assistant to the Majority and the Assistant to the Minority in the Office of the Secretary, the Legislative Assistant in the Office of the Majority Leader, the Legislative Assistant in the Office of the Minority Leader, the Assistant Parliamentarian, the Legislative Clerk, the Journal Clerk, the Assistant Legislative Clerk, the Administrative Assistant to the Sergeant at Arms, and the Deputy Sergeant at Arms (as such rates were increased by prior orders of the President pro tempore) are further increased by 4.77 percent and as so increased adjusted to the nearest multiple of $285.

(2) Notwithstanding the provisions of paragraph (1) of this subsection, as long as the annual rate of basic pay for positions in such level V is less than $39,000, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not have his compensation fixed at any time, by reason of the promulgation of this Order, at an annual rate in excess of $35,910, except that (A) any individual occupying the position of Administrative Assistant in the Office of the Majority Whip or Minority Whip shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $34,770, (B) any individual occupying the position of Assistant to the Majority or Assistant to the Minority in the Office of the Secretary, Legislative Assistant in the Office of the Majority Leader, or Legislative Assistant in the Office of the Minority Leader, shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $34,485, (C) any individual occupying the position of Assistant Parliamentarian, Legislative Clerk, or Journal Clerk shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $33,915, and (D) any individual occupying the position of Assistant Legislative Clerk, Administrative Assistant to the Sergeant at Arms, or the Deputy Sergeant at Arms shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $32,775.

(3) Notwithstanding the provisions of paragraph (1) of this subsection, if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying the position of (A) Administrative Assistant in the Office of the Majority Leader, Administrative Assistant in the Office of the Minority Leader, a Reporter of Debates, Assistant Secretary for the Majority, or Assistant Secretary for the Minority shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $38,760, (B) Administrative Assistant in the Office of the Majority Whip or the Administrative Assistant in the Office of the Minority Whip shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate of compensation in excess of $37,620, and (C) Assistant to the Majority in the Office of the Secretary, Assistant to the Minority in the Office of the Secretary, Legislative Assistant in the Office of the Majority Leader, or Legislative Assistant in the Office of the Minority Leader, shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $36,480, until the rate for such level V is increased to $42,000 or more.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain and the maximum annual rate of compensation for the position of secretary to the Chaplain (as in effect immediately prior to October 1, 1973) are increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285.

(b) The maximum annual rates of compensation for positions or classes of positions (other than those positions referred to in section 2 (c) and (d) of this Order) under the jurisdiction of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Majority, and the Secretary for the Minority are increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285:

(1) the Vice President, for any employee under his jurisdiction;

(2) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip (subject to the provisions of section 2(d) of this Order);

(3) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2(c) of this Order);

(4) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2 (c) and (d) of this Order);

(5) the Sergeant at Arms, for any employee under his jurisdiction (subject to the provisions of section 2(d) of this Order);

(6) the Chaplain, for his secretary;

(7) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel);

(8) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdiction of that Secretary (subject to the provisions of section 2(d) of this Order); and

(9) the Capitol Guide Board, for the Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(d) The figure "$816", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as provided in section 4(d) of the Order of the President pro tempore of December 16, 1972), shall be deemed to refer to the figure "$855".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to October 1, 1973, with respect to the folding of speeches and pamphlets for the Senate, is increased by 4.77 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provision of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285.

(b)(1) The figures "$8,160", "$16,048", "$14,144", "$18,496", "$23,664", and "$20,400" appearing in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(e) of this title] (as provided in section 5(b)(1) of the Order of the President pro tempore of December 16, 1972), shall be deemed to refer to the figures "$8,265", "$16,815", "$14,250", "$18,525", "$24,795", and "$18,240", respectively.

(2) The maximum annual rates of "$38,352", "$39,984", and "$41,616" appearing in such section 105(e) [section 61–1(e) of this title] (as provided in section 5(b)(2) of such Order of December 16, 1972) are each further increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285, and shall be deemed to refer to the figures "$40,185", "$41,895", and "$43,890", respectively. Notwithstanding the provisions of this paragraph, any individual occupying a position to which any such rate applies (A) shall not have his compensation fixed at a rate exceeding $33,060, $34,770, or $35,910 per annum, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000, and (B) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not have his compensation fixed at an annual rate exceeding the lesser of (i) a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or (ii) $36,765, $38,475, or $40,185, respectively. If the annual rate for such level V is increased to $42,000 or more, an individual occupying a position for which either of the rates "$41,895" or "$43,890" applies, shall not have his compensation fixed at an annual rate that exceeds a multiple of $285 which is nearest to but less than the annual rate for such level V, and, until such time as pay for Members of Congress is increased to $45,000 or more, shall not have his compensation fixed at an annual rate in excess of $40,755 or $41,325, respectively.

SENATORS' OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(d)(1) of this title] shall be deemed to read as follows:

"$369,075 if the population of his State is less than 2,000,000;

"$380,190 if such population is 2,000,000 but less than 3,000,000;

"$406,980 if such population is 3,000,000 but less than 4,000,000;

"$441,465 if such population is 4,000,000 but less than 5,000,000;

"$469,680 if such population is 5,000,000 but less than 7,000,000;

"$499,320 if such population is 7,000,000 but less than 9,000,000;

"$531,525 if such population is 9,000,000 but less than 10,000,000.

"$556,320 if such population is 10,000,000 but less than 11,000,000;

"$588,810 if such population is 11,000,000 but less than 12,000,000;

"$613,605 if such population is 12,000,000 but less than 13,000,000;

"$645,240 if such population is 13,000,000 but less than 15,000,000;

"$676,875 if such population is 15,000,000 but less than 17,000,000;

"$708,510 if such population is 17,000,000 or more."

(c)(1) The second sentence of section 105(d)(2) of such Act [section 61–1(d)(2) of this title] is modified to read as follows: "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than $1,140 per annum or in excess of $22,800 per annum except that (i) the salaries of five employees may be fixed at rates of not more than $39,045 per annum, and (ii) the salary of one employee may be fixed at $40,755 per annum."

(2) Notwithstanding the modification made by paragraph (1) of this subsection, any individual occupying a position to which a rate referred to in clause (i) or (ii) of such modification applies shall not have his compensation fixed at an annual rate exceeding $34,770 or $35,910, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000. If the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying a position to which the rates referred to in such clauses (i) and (ii) apply shall not have compensation fixed, until the annual rate for such level V is increased to $42,000 or more, at an annual rate exceeding (A) in the case of an individual to whom the rate under such clause (i) applies, $37,620, and (B) in the case of an individual to whom the rate under clause (ii) applies, the lesser of a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or $39,330.

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,088" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title] (as provided in section 7(a) of the Order of the President pro tempore of December 16, 1972) shall be deemed to refer to the figure "$1,140".

(b) The maximum annual rate of compensation of $41,616 appearing in such section (as provided in section 7(b) of such Order of December 16, 1972) is further increased by 4.77 percent, and as so increased, adjusted to the nearest multiple of $285, and shall be deemed to refer to the figure $43,890." Notwithstanding the provisions of this subsection, any individual occupying a position to which such rate applies (1) shall not have his compensation fixed at a rate exceeding $35,910 per annum as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000, and (2) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not have his compensation fixed at an annual rate exceeding the lesser of (A) a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or (B) $40,185. If the annual rate for such level V is increased to $42,000 or more, an individual occupying a position to which such rate applies shall not have his compensation fixed at an annual rate that exceeds a

multiple of $285 which is nearest to, but less than, the annual rate for such level V, and until such time as pay for Members of Congress are increased to $45,000 or more, shall not have his compensation fixed at an annual rate in excess of $41,325.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation as the result of an increase in the maximum annual rate of compensation for his position authorized under this Order, the individual designated by section 4, 5, or 6 to authorize an increase rate of compensation for that employee shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date on which that increase is to be effective.

EFFECTIVE DATE

SEC. 9. Sections 1–8 of this Order are effective October 1, 1973.

JAMES O. EASTLAND,
President pro tempore.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

DECEMBER 16, 1972

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this Order or unless an annual rate of compensation of an employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this Order, the annual rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate is adjusted to the lowest multiple of $272 which is not lower than the rate such employee was receiving immediately prior to January 1, 1973.

(b) For purposes of this Order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms, the Legislative Counsel, the Comptroller of the Senate, the Secretary for the Majority (other than the present incumbent), the Secretary for the Minority, and the four Senior Counsel in the Office of the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid, by reason of the promulgation of this Order, an annual rate of compensation in excess of the annual rate of basic pay, which is now or may hereafter be in effect, for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code.

(b) The maximum annual rates of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent), the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, and the Chief Reporter of Debates (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of the annual rate of basic pay, which is now or may hereafter be in effect, for positions at such level V.

(c) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Leader, the Administrative Assistant in the Office of the Majority Whip, the Administrative Assistant in the Office of the Minority Leader, the Administrative Assistant in the Office of the Minority Whip, the seven Reporters of Debates in the Office of the Secretary, the Assistant Secretary for the Majority, the Assistant Secretary for the Minority, the Assistant to the Majority and the Assistant to the Minority in the Office of the Secretary, the Legislative Assistant in the Office of the Majority Leader, and the Legislative Assistant in the Office of the Minority Leader (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $35,904, until the annual rate of basic pay for positions at such level V is increased to $39,000 or more, except that (1) any individual occupying the position of Administrative Assistant in the Office of the Majority Whip or Minority Whip shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $34,544 until such rate for level V is increased to $39,000 or more, and (2) any individual occupying the position of Assistant to the Majority or Assistant to the Minority in the Office of the Secretary, Legislative Assistant in the Office of the Majority Leader, or Legislative Assistant in the Office of the Minority Leader shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $34,272 until such rate for level V is increased to $39,000 or more.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is adjusted to that multiple of $272 which is nearest to the annual rate of compensation he was receiving immediately prior to January 1, 1973. The maximum annual rate of compensation for the position of secretary to the Chaplain is that multiple of $272 which is nearest to, but not less than, the maximum annual rate of compensation in effect for such position immediately prior to January 1, 1973.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272.

(b) The maximum annual rates of compensation for positions or classes of positions (other than those positions referred to in section 2 (b) and (c) of this Order) under the jurisdiction of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Majority, the Secretary for the Minority, and the Comptroller of the Senate are increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272:

(1) the Vice President, for any employee under his jurisdiction;

(2) the President pro tempore, for any employee under his jurisdiction (other than the Comptroller of the Senate);

(3) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip (subject to the provisions of section 2(c) of this Order);

(4) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2(b) of this Order);

(5) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2 (b) and (c) of this Order);

(6) the Sergeant at Arms, for any employee under his jurisdiction;

(7) the Comptroller of the Senate, for his auditor;

(8) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel);

(9) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdiction of that Secretary (subject to the provisions of section 2(c) of this Order); and

(10) the Capitol Guide Board, for the Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(d) The figure "$777", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as provided in section 4(d) of the Order of the President pro tempore of December 23, 1971), shall be deemed to refer to the figure "$816".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to January 1, 1973, with respect to the folding of speeches and pamphlets for the Senate, is increased by 5.14 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272.

(b)(1) The figures "$8,288", "$15,281", "$14,245", "$18,648", "$22,533", and "$20,461" appearing in section 105(e) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(e) of this title] (as provided in section 5(b)(1) of the Order of the President pro tempore of December 23, 1971), shall be deemed to refer to the figures "$8,160", "$16,048", "$14,144", "$18,496", "$23,664", and "$20,400", respectively.

(2) The maximum annual rates of $36,519, $38,073, and $39,627 appearing in such section 105(e) [section 61–1(e) of this title] (as provided in section 5(b)(2) of such Order of December 23, 1971) are each further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272, and shall be deemed to refer to the figures "$38,352", "$39,984", and "$41,616", respectively. Notwithstanding the provisions of this paragraph, any individual occupying a position to which any such rate applies (A) shall not have his compensation fixed at a rate exceeding $32,912, $34,544, or $35,904 per annum, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000, and (B) shall not have his compensation fixed at a rate exceeding $35,632, $37,264, or $38,896 per annum, respectively, as long as such annual rate for positions at that level V is $39,000 or more but less than $42,000.

SENATORS' OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(d)(1) of this title] (as provided in section 6(b) of the Order of the President pro tempore of December 23, 1971) shall be deemed to read as follows:

"$327,216 if the population of his State is less than 3,000,000;

"$355,776 if such population is 3,000,000 but less than 4,000,000;

"$381,616 if such population is 4,000,000 but less than 5,000,000;

"$401,200 if such population is 5,000,000 but less than 7,000,000;

"$422,416 if such population is 7,000,000 but less than 9,000,000;

"$446,080 if such population is 9,000,000 but less than 10,000,000;

"$469,744 if such population is 10,000,000 but less than 11,000,000;

"$493,408 if such population is 11,000,000 but less than 12,000,000;

"$517,072 if such population is 12,000,000 but less than 13,000,000;

"$540,192 if such population is 13,000,000 but less than 15,000,000;

"$563,312 if such population is 15,000,000 but less than 17,000,000;

"$586,160 if such population is 17,000,000 or more.".

(c)(1) The figures "$1,295", "$20,720", and "$27,972", appearing in the second sentence of section 105(d)(2) of such Act [section 61–1(d)(2) of this title] (as provided in section 6(c)(1) of such Order of December 23, 1971) shall be deemed to refer to the figures "$1,088", "$21,760", and "$29,376", respectively.

(2) The maximum annual rates of $33,929, $35,483, and $37,037 appearing in such second sentence (as provided in section 6(c)(2) of such Order of December 23, 1971) are each further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272, and shall be deemed to refer to the figures "$35,632", "$37,264", and "$38,896", respectively. Notwithstanding the provisions of this paragraph, any individual occupying a position to which such rate applies shall not have his compensation fixed at a rate exceeding $32,912, $34,544, or $35,904 per annum, respectively, until the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is increased to $39,000 or more.

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,295" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title] (as provided in section 7(a) of the Order of the President pro tempore of December 23, 1971) shall be deemed to refer to the figure "$1,088".

(b) The maximum annual rate of compensation of $39,627 appearing in such section (as provided in section 7(b) of such Order of December 23, 1971) is further increased by 5.14 percent, and as so increased, adjusted to the nearest multiple of $272, and shall be deemed to refer to the figure "$41,616". Notwithstanding the provisions of this subsection, any individual occupying a position to which such rate applies (1) shall not have his compensation fixed at a rate exceeding $35,904 per annum as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $39,000, and (2) shall not have his compensation fixed at a rate exceeding $38,896 per annum as long as such annual rate for positions at level V is $39,000 or more but less than $42,000.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation authorized under section 4, 5, or 6 of this Order, the individual designated by such section to authorize an increased rate shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date such increase is to be effective.

DUAL COMPENSATION

SEC. 9. The figure "$7,724" contained in section 5533(c)(1) of title 5, United States Code, insofar as such section relates to individuals whose pay is disbursed by the Secretary of the Senate, shall be deemed, insofar as such section relates to such individuals, to refer to the figure "$9,080".

EFFECTIVE DATE

SEC. 10. Sections 1–9 of this Order are effective January 1, 1973. This section shall not be construed as prohibiting the filing with the disbursing office of the Senate, on any day earlier than such date, a notice authorizing an increase under this Order in the rate of compensation of an individual if such increase is not effective prior to such date.

JAMES O. EASTLAND,
President pro tempore.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

DECEMBER 23, 1971

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title] and section 3 of the Economic Stabilization Act Amendments of 1971 [set out as a note under section 5305 of Title 5, Government Organization and Employees], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this order or unless an annual rate of compensation of an employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this order, the annual rate of compensation of each employee whose compensation is disbursed by the secretary of the Senate is adjusted to the lowest multiple of $259 which is not lower than the rate such employee was receiving immediately prior to January 1, 1972.

(b) For purposes of this order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms, the Legislative Counsel, the Comptroller of the Senate, the secretary for the majority (other than the present incumbent), the secretary for the minority, and the four Senior Counsel in the Office of the Legislative Counsel (as such rates were increased by prior orders of the President pro tempore) are further increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid, by reason of the promulgation of this order, an annual rate of compensation in excess of the annual rate of basic pay, which is now or may hereafter be in effect, for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code.

(b) The maximum annual rates of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent), the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, and the Chief Reporter of Debates are increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of the annual rate of basic pay, which is now or may hereafter be in effect, for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code.

(c) The maximum annual rates of compensation of the Administrative Assistant in the Office of the Majority Leader, the Administrative Assistant in the Office of the Majority Whip, the Administrative Assistant in the Office of the Minority Leader, the Administrative Assistant in the Office of the Minority Whip, the seven Reporters of Debates in the Office of the Secretary, the Assistant Secretary for the Majority, and the Assistant Secretary for the Minority are increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this subsection, each individual occupying any such position shall not have his compensation fixed, by reason of the promulgation of this Order, at an annual rate in excess of $35,472, until the annual rate of basic pay for positions at such level V is increased to $38,000 or more, except that any individual occupying the position of Administrative Assistant in the Office of the Majority Whip or Minority Whip shall not have his compensation fixed, by reason of the promulgation of this Order at an annual rate in excess of $34,447 until such rate for level V is increased to $38,000 or more.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is adjusted to that multiple of $259 which is nearest to the annual rate of compensation he was receiving immediately prior to January 1, 1972. The maximum annual rate of compensation for the position of secretary to the Chaplain is the maximum rate in effect immediately prior to January 1, 1972, adjusted to the nearest multiple of $259.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms (including positions established by the Supplemental Appropriations Act, 1972) shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. The Sergeant at Arms is hereafter authorized to adjust the rate of compensation of an individual occupying any such position to a rate not exceeding such maximum rate as authorized by this Order or hereafter changed by or pursuant to law.

(b) The maximum annual rates of compensation for positions or classes of positions (other than those positions referred to in sections 2 (b) and (c) of this Order) under the jurisdiction of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Minority and the Comptroller of the Senate are increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259:

(1) the Vice President, for any employee under his jurisdiction;

(2) the President pro tempore, for any employee under his jurisdiction (other than the Comptroller of the Senate);

(3) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip (subject to the provisions of section 2(c) of this Order);

(4) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2(b) of this Order);

(5) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of sections 2 (b) and (c) of this Order);

(6) the Sergeant at Arms, for any employee under his jurisdiction;

(7) the Comptroller of the Senate, for his secretary;

(8) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel);

(9) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdiction of that Secretary (subject to the provisions of section 2 (c) of this Order); and

(10) the Capitol Guide Board, for the Chief Guide, the Assistant Chief Guide, and the Guides of the Capitol Guide Service.

(d) The figure "$738", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as

increased by prior Orders of the President pro tempore), shall be deemed to refer to the figure "$777".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to January 1, 1972, with respect to the folding of speeches and pamphlets for the Senate, is increased by 5.5 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259.

(b) (1) The figures "$8,118", "$14,514", "$14,022", "$18,450", "$21,402", and "$20,418" appearing in section 105(e) of the Legislative Branch Appropriations Act, 1968, as amended [section 61–1(e) of this title] (as modified by the Order of the President pro tempore of January 15, 1971), shall be deemed to refer to the figures "$8,288", "$15,281", "$14,245", "$18,648", "$22,533", and "$20,461", respectively.

(2) The maximum annual rates of $32,712, $34,104, and $35,496 appearing in such section, and as increased and adjusted by section 5(b)(2) of the order of the President pro tempore of January 15, 1971, are each further increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this paragraph, any individual occupying a position to which any such rate applies (A) shall not have his compensation fixed at a rate exceeding $32,893, $34,447, or $35,742 per annum, respectively, as long as the annual rate of basic pay for positions at level V of the Executive schedule under section 5316 of title 5, United States Code, is less than $38,000, and (B) shall not have his compensation fixed at a rate exceeding $34,706, $36,260, or $37,814 per annum, respectively, as long as such annual rate for positions at that level V is $38,000 or more but less than $40,000.

SENATOR'S OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this order), and the other provisions of this order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(a)(1) of this title], as amended by the Supplemental Appropriations Act, 1972, shall be deemed to read as follows:

"$311,577 if the population of his State is less than 3,000,000;

"$338,772 if such population is 3,000,000 but less than 4,000,000;

"$363,377 if such population is 4,000,000 but less than 5,000,000;

"$382,025 if such population is 5,000,000 but less than 7,000,000;

"$402,227 if such population is 7,000,000 but less than 9,000,000;

"$424,760 if such population is 9,000,000 but less than 10,000,000;

"$447,293 if such population is 10,000,000 but less than 11,000,000;

"$469,826 if such population is 11,000,000 but less than 12,000,000;

"$492,359 if such population is 12,000,000 but less than 13,000,000;

"$514,374 if such population is 13,000,000 but less than 15,000,000;

"$536,389 if such population is 15,000,000 but less than 17,000,000;

"$558,145 if such population is 17,000,000 or more.".

(c)(1) The figures "$1,230", "$19,680", and "$26,568" appearing in the second sentence of section 105(d)(2) of such Act [section 61–1(d)(2) of this title] shall be deemed to refer to the figures "$1,295", "$20,720", and "$27,972", respectively.

(2) The maximum annual rates of $32,226, $33,702, and $35,178 appearing in such second sentence are each increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this paragraph, any individual occupying a position to which such rate applies shall not have his compensation fixed at a rate exceeding $32,893, $34,447, or $35,742, per annum, respectively, until the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is increased to $38,000 or more.

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,230" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title], shall be deemed to read "$1,295".

(b) The maximum annual rate of compensation of $35,496 appearing in such section, as increased by section 7(b) of the Order of the President pro tempore of January 15, 1971, is further increased by 5.5 percent, and as so increased, adjusted to the nearest multiple of $259. Notwithstanding the provisions of this subsection, any individual occupying a position to which such rate applies (1) shall not have his compensation fixed at a rate exceeding $35,742 per annum as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is less than $38,000, and (2) shall not have his compensation fixed at a rate exceeding $37,814 per annum as long as such annual rate for positions at that level V is $38,000 or more but less than $40,000.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation authorized under section 4, 5, or 6 of this Order, the individual designated by such section to authorize an increased rate shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date such increase is to be effective.

DUAL COMPENSATION

SEC. 9. The figure "$7,724" contained in section 5533(c)(1) of title 5, United States Code, insofar as such section relates to individuals whose pay is disbursed by the Secretary of the Senate, shall be deemed, insofar as such section relates to such individuals, to refer to the figure "$8,637".

EFFECTIVE DATE

SEC. 10. Sections 1–9 of this Order are effective January 1, 1972. This section shall not be construed as prohibiting the filing with the disbursing office of the Senate, on any day earlier than such date, a notice authorizing an increase under this Order in the rate of compensation of an individual if such increase is not effective prior to such date.

ALLEN J. ELLENDER,
President pro tempore.

DIRECTIVE OF THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE UNITED STATES ESTABLISHING A SALARY INCREASE FOR OFFICERS AND EMPLOYEES OF THE SENATE OF THE UNITED STATES UNDER AUTHORITY OF THE FEDERAL PAY COMPARABILITY ACT OF 1970

JANUARY 15, 1971

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title], it is hereby—

Ordered,

CONVERSION TO NEW MULTIPLE

SECTION 1. (a) Except as otherwise specified in this Order or unless an annual rate of compensation of an

employee whose compensation is disbursed by the Secretary of the Senate is adjusted in accordance with the provisions of this Order, the annual rate of compensation of each employee whose compensation is disbursed by the Secretary of the Senate is adjusted to the lowest multiple of $246 which is not lower than the rate such employee was receiving immediately prior to February 1, 1971.

(b) For purposes of this Order—

(1) "employee" includes an officer other than a Senator; and

(2) "annual rate of compensation" shall not include longevity compensation authorized by section 106 of the Legislative Branch Appropriation Act, 1963, as amended [section 60j of this title].

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms, the Legislative Counsel, and the Comptroller of the Senate (as such rates were increased by prior orders of the President pro tempore) are further increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246. Notwithstanding the provisions of this subsection, an individual occupying a position whose annual rate of compensation is determined under this subsection shall not be paid, by reason of the promulgation of this Order, an annual rate of compensation in excess of the annual rate of basic pay, which is now or may hereafter be in effect, for positions in level V of the Executive Schedule under section 5316 of title 5, United States Code.

(b) The annual rates of compensation of the Secretary for the Majority (other than the present incumbent), the Secretary for the Minority, and the four Senior Counsels in the Office of the Legislative Counsel (as such rates were increased by prior Orders of the President pro tempore) are further increased by 6 pecent, and as so inceased, adjusted to the nearest multiple of $246. Notwithstanding the provisions of this subsection, each individual occupying a position whose rate of compensation is determined under this subsection shall be paid by reason of the promulgation of this Order, only $35,916 per annum until the annual rate of basic pay for positions at such level V is increased to $38,000 or more.

(c) The maximum annual rates of compensation of the Secretary for the Majority (as long as that position is occupied by the present incumbent), the Chief Clerk, the Parliamentarian, the Financial Clerk, and the Chief Reporter of Debates are increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246. Notwithstanding the provisions of this subsection, an individual occupying any such position shall not have his compensation fixed by reason of the promulgation of this Order, at an annual rate in excess of $35,916 until the annual rate of basic pay for positions at such level V is increased to $38,000 or more.

CHAPLAIN'S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is adjusted to that multiple of $246 which is nearest to the annual rate of compensation he was receiving immediately prior to February 1, 1971. The maximum annual rate of compensation for the position of secretary to the Chaplain is the maximum rate in effect immediately prior to February 1, 1971, adjusted to the nearest multiple of $246.

OFFICES OF THE SENATE

SEC. 4. (a) Any specific rate of compensation established by law, as such rate has been increased by or pursuant to law, for any position under the jurisdiction of the Sergeant at Arms shall be considered as the maximum annual rate of compensation for that position. Each such maximum annual rate is increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246. The Sergeant at Arms is hereafter authorized to adjust the rate of compensation of an individual occupying any such position to a rate not exceeding such maximum rate as authorized by this Order or hereafter changed by or pursuant to law.

(b) The maximum annual rates of compensation for positions, or classes of positions, under the jurisdictions of the Majority and Minority Leaders, the Majority and Minority Whips, the Secretary of the Senate, the Secretary for the Majority, the Secretary for the Minority, and the Comptroller of the Senate are increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246.

(c) The following individuals are authorized to increase the annual rates of compensation of the employees specified by 6 percent, and as so increased, adjusted to the nearest multiple of $246:

(1) the Vice President, for any employee under his jurisdiction;

(2) the President pro tempore, for any employee under his jurisdiction (other than the Comptroller of the Senate);

(3) the Majority Leader, the Minority Leader, the Majority Whip, and the Minority Whip, for any employee under the jurisdiction of that Leader or Whip;

(4) the Majority Leader, for the Secretary for the Majority so long as the position is occupied by the present incumbent (subject to the provisions of section 2(c) of this Order);

(5) the Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2(c) of this Order);

(6) the Sergeant at Arms, for any employee under his jurisdiction;

(7) the Comptroller of the Senate, for his secretary;

(8) the Legislative Counsel, subject to the approval of the President pro tempore, for any employee in that Office (other than the four Senior Counsel); and

(9) the Secretary for the Majority and the Secretary for the Minority, for any employee under the jurisdiction of that Secretary.

(d) The figure "$696", appearing in the first sentence of section 106(b) of the Legislative Branch Appropriation Act, 1963, as amended [section 60j(b) of this title] (as increased by prior Orders of the President pro tempore), shall be deemed to refer to the figure "$738".

(e) The limitation on the rate per hour per person provided by applicable law immediately prior to February 1, 1971, with respect to the folding of speeches and pamphlets for the Senate, is increased by 6 percent. The amount of such increase shall be computed to the nearest cent, counting one-half cent and over as a whole cent.

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organization and Employees] (as modified by this Order), and the other provisions of this Order, the chairman of any standing or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate are each authorized to increase the annual rate of compensation of any employee of the committee, or subcommittee thereof, of which he is chairman, by 6 percent, and as so increased, adjusted to the nearest multiple of $246.

(b)(1) The figures "$7,888", "$13,688", "$13,920", "$18,382", "$20,184", and "$20,416", appearing in section 105(e) of the Legislative Branch Appropriation Act, as amended [section 61–1(e) of this title], shall be deemed to refer to the figures "$8,118", "$14,514", "$14,022", "$18,450", "$21,402", and "$20,418", respectively.

(2) The maximum annual rates of $32,712, $34,104, and $35,496 appearing in such section are each increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246. Notwithstanding the provisions of this paragraph, any individual occupying a position to which any such rate applies shall not have his compensation fixed at a rate exceeding $32,718, $34,194, of $35,670 per annum, respectively, until the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is increased to $38,000 or more.

SENATORS' OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968, as amended [enacting section 61–1 of this title and amending section 60j of this title and section 5533 of Title 5, Government Organiaztion and Employees] (as modified by this Order), and the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office by 6 percent, and as so increased, adjusted to the nearest multiple of $246.

(b) The table contained in section 105(d)(1) of such Act [section 61–1(d)(1) of this title] shall be deemed to read as follows:

"$295,938 if the population of his State is less than 3,000,000;

"$313,158 if such a population is 3,000,000 but less than 4,000,000;

"$327,918 if such population is 4,000,000 but less than 5,000,000;

"$341,448, if such population is 5,000,000 but less than 7,000,000;

"$356,208 if such population is 7,000,000 but less than 9,000,000;

"$373,428 if such population is $9,000,000 but less than 10,000,000;

"$390,648 if such population is 10,000,000 but less than 11,000,000;

"$407,868 if such population is 11,000,000 but less than 12,000,000;

"$425,088 if such population is 12,000,000 but less than 13,000,000;

"$442,308 if such population is 13,000,000 but less than 15,000,000;

"$459,528 if such population is 15,000,000 but less than 17,000,000;

"$477,978 if such population is 17,000,000 or more."

(c) The second sentence of paragraph (2) of such section [section 61–1(d)(2) of this title] shall be deemed to read as follows: "The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than $1,230 per annum or in excess of $19,680 per annum, except that (i) the salary of two employees may be fixed at rates of not more than $26,568 per annum, (ii) the salary of one employee may be fixed at a rate of not more than $32,226 per annum, (iii) the salaries of two employees may be fixed at rates of not more than $33,702 per annum, and (iv) the salary of one employee may be fixed at a rate of not more than $35,178 per annum.".

GENERAL LIMITATION

SEC. 7. (a) The figure "$1,160" appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968, as amended [section 61–1(f) of this title], shall be deemed to read "$1,230".

(b) The maximum annual rate of compensation of $35,496 appearing in such section is increased by 6 percent, and as so increased, adjusted to the nearest multiple of $246. Notwithstanding the provisions of this subsection, any individual occupying a position to which such rate applies shall not have his compensation fixed at a rate exceeding $35,670 per annum until the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of title 5, United States Code, is increased to $38,000 or more.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to be paid an increase in the annual rate of his compensation authorized under section 4, 5, or 6 of this Order, the individual designated by such section to authorize an increased rate shall notify the disbursing office of the Senate in writing that he authorizes an increase in such rate for that employee and the date of such increase is to be effective.

DUAL COMPENSATION

SEC. 9. The figure "$7,724" contained in section 5533(e)(1) of title 5, United States Code, insofar as such section relates to individuals whose pay is disbursed by the Secretary of the Senate, shall be deemed, insofar as such section relates to such individuals, to refer to the figure "$8,187."

EFFECTIVE DATE

SEC. 10. Sections 1–9 of this Order are effective on February 1, 1971. This section shall not be construed as prohibiting the filing with the disbursing office of the Senate, on any day earlier than such date, a notice authorizing an increase under this Order in the rate of compensation of an individual if such increase is not effective prior to such date.

RICHARD B. RUSSELL,
President pro tempore.

§ 60a–2. House of Representatives pay adjustments; action by Clerk of House of Representatives.

(a) Whenever a pay adjustment by the President under section 5305 of Title 5 is made effective pursuant to subsection (a)(2), or subsections (c) to (m), inclusive, as the case may be, of such section 5305, or section 3(c) of this Act, then the Clerk of the House of Representatives, in such manner as he considers advisable—

(1) effective on the first day of the month in which such pay adjustment by the President is made effective as described above, shall adjust—

(A) each minimum and maximum rate of pay applicable to any employee or class of employees whose pay is disbursed by the Clerk of the House (other than a maximum rate equal to or greater than the maximum rate then currently being paid under the General Schedule of section 5332 of Title 5 as a result of such pay adjustment by the President); and

(B) each monetary limitation on or monetary allowance for pay applicable to any such employee or class of employees, including but not limited to—

(i) the clerk hire allowance for each Member of the House of Representatives and the Resident Commissioner from Puerto Rico; and

(ii) the allowances for additional office personnel in the offices of the Speaker, the majority leader, the minority leader, the majority whip, and the minority whip, of the House of Representatives;

by an amount rounded to the nearest $100 and computed on the basis of a percentage equal or equivalent, insofar as practicable and with such variations as the Clerk considers appropriate, to the percentage of the pay adjustment made by the President;

(2) shall determine, with respect to the employees and classes of employees within the purview of this section whose pay is disbursed by the Clerk, the respective amounts of pay adjustments which are equal or equivalent, insofar as practicable and with such exceptions and modifications as may be necessary to provide for appropriate pay relationships between positions, to corresponding increases in pay, as determined by the Clerk, made by the pay adjustment by the President; and

(3) shall transmit to the appropriate pay-fixing authority concerned in the House of Representatives a copy of his determinations with respect to the pay of those employees whose pay is fixed and adjusted by that authority.

(b) After consideration of the pay determinations transmitted by the Clerk of the House, the pay-fixing authority concerned may adjust, notwith-

standing the provisions contained in section 665 of Title 31, the rates of pay concerned in such manner as that authority considers appropriate.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) This section shall not be deemed to authorize any adjustment in the rates of pay of employees whose rates of pay are disbursed by the Clerk of the House of Representatives and are fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates or practices, including employees subject to the House Wage Schedule.

(e) No rate of pay shall be adjusted under this section to an amount in excess of the rate of basic pay of level V of the Executive Schedule contained in section 5316 of Title 5. (Pub. L. 91–656, § 5, Jan. 8, 1971, 84 Stat. 1952, amended Pub. L. 92–298, § 3(b), May 17, 1972, 86 Stat. 146; Pub. L. 92–392, § 14(b), Aug. 19, 1972, 86 Stat. 575.)

REFERENCES IN TEXT

Section 3(c) of this Act, referred to in subsec. (a), is section 3(c) of Pub. L. 91–656, which is set out as a note under section 5305 of Title 5, Government Organization and Employees.

AMENDMENTS

1972—Subsec. (a)(1). Pub. L. 92–298 and Pub. L. 92–392 made identical substitutions of "effective on the first day of the month in which such pay adjustments by the President" for "effective at the beginning of the first pay period commencing on or after the day on which such pay adjustment by the President".

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92–392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92–392, set out as a note under section 5341 of Title 5, Government Organization and Employees.

§ 60c–1. Officers and employees paid by Secretary of the Senate; payment of salary; advance payment.

The compensation of officers (other than Senators) and employees, whose compensation is disbursed by the Secretary of the Senate, shall be payable on the fifth day of the month following the month in which such compensation accrued, except that—

* * * * *

(2) When such fifth or twentieth day falls on Saturday, Sunday, or on a legal holiday (including any holiday on which the banks of the District of Columbia are closed pursuant to law) such compensation shall be payable on the next preceding workday; and

* * * * *

(As amended Pub. L. 92–136, § 6, Oct. 11, 1971, 85 Stat. 378.)

AMENDMENTS

1971—Cl. (2). Pub. L. 92–136 added "(including any holiday on which the banks of the District of Columbia are closed pursuant to law)" following "holiday".

EFFECTIVE DATE OF 1971 AMENDMENT

Amendment by Pub. L. 92–136 effective July 1, 1971, see section 9(b) of Pub. L. 92–136, set out as a note under section 60c–2 of this title.

§ 60c–2. Salary deposit in financial organizations.

(a) Written request of employee; designation of financial organization.

The Secretary of the Senate shall, upon the written request of any individual whose compensation is disbursed by the Secretary, pay such compensation by sending a check to a financial organization designated by that individual and drawn in favor of such organization and by specifying the individual to whose account (including an account providing for the purchase of shares) the payment is to be credited. No reimbursement shall be required for the sending of any such check.

(b) Deposit of aggregate amount in the financial organization resulting from multiple designations of the same organization; specification of the individual amounts to be credited.

If more than one individual making a request under subsection (a) of this section designates the same financial organization, the Secretary may pay such compensation by sending to the organization a check that is drawn in favor of the organization for the total amount designated by those individuals and by specifying the amount to be credited to the account of each of those individuals.

(c) Full acquittance for the amount due.

Payment by the United States of a check, drawn in accordance with this section and properly endorsed, shall constitute a full acquittance for the amount due to the individual making any such request.

(d) Rules and regulations.

The Secretary of the Senate is authorized to promulgate rules and regulations to carry out the provisions of this section.

(e) Definition of "financial organization".

For purposes of this section, "financial organization" means any bank, savings bank, savings and loan association or similar institution, or Federal or State chartered credit union. (Pub. L. 92–136, § 4, Oct. 11, 1971, 85 Stat. 377.)

EFFECTIVE DATE

Section 9(b) of Pub. L. 92–136 provided that: "Sections 4 [enacting this section] and 6 of this Act [amending section 60c–1 of this title] shall become effective as of July 1, 1971."

§ 60c–3. Withholding and remittance of State income tax by Secretary of Senate.

(a) Agreement by Secretary with appropriate State official; covered individuals.

Whenever—

(1) the law of any State provides for the collection of an income tax by imposing upon employers generally the duty of withholding sums from the compensation of employees and remitting such sums to the authorities of such State; and

(2) such duty to withhold is imposed generally with respect to the compensation of employees who are residents of such State;

then the Secretary of the Senate is authorized, in accordance with the provisions of this section to enter into an agreement with the appropriate official of that State to provide for the withholding and remittance of sums for individuals—

(A) whose pay is disbursed by the Secretary; and

(B) who request the Secretary to make such withholdings for remittance to that State.

(b) Number of remittances authorized.

Any agreement entered into under subsection (a) of this section shall not require the Secretary to remit such sums more often than once each calendar quarter.

(c) Requests by individuals of Secretary for withholding and remittance; amount of withholding; number and effective date of requests; change of designated State; revocation of requests; rules and regulations.

(1) An individual whose pay is disbursed by the Secretary may request the Secretary to withhold sums from his pay for remittance to the appropriate authorities of the State that he designates. Amounts of withholdings shall be made in accordance with those provisions of the law of that State which apply generally to withholding by employers.

(2) An individual my have in effect at any time only one request for withholdings, and he may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholdings is effective on the first day of the first month commencing after the day on which the request is received in the Disbursing Office of the Senate, except that—

(A) when the Secretary first enters into an agreement with a State, a request for withholdings shall be effective on such date as the Secretary may determine; and

(B) when an individual first receives an appointment, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment.

(3) An individual may change the State designated by him for the purposes of having withholdings made and request that the withholdings be remitted in accordance with such change, and he may also revoke his request for withholdings. Any change in the State designated or revocation is effective on the first day of the first month commencing after the day on which the request for change or the revocation is received in the Disbursing Office.

(4) The Secretary is authorized to issue rules and regulations he considers appropriate in carrying out this subsection.

(d) Time or times of agreements by Secretary.

The Secretary may enter into agreements under subsection (a) of this section at such time or times as he considers appropriate.

(e) Provisions as not imposing duty, burden, requirement or penalty upon the United States, Senate, or any officer or employee of United States; effect of filing paper, form, or document with Secretary.

This section imposes no duty, burden, or requirement upon the United States, the Senate, or any officer or employee of the United States, except as specifically provided in this section. Nothing in this section shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the Senate, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section. Any paper, form, or document filed with the Secretary under this section is a paper of the Senate within the provisions of rule XXX of the Standing Rules of the Senate.

(f) Definitions.

For the purposes of this section, "State" means any of the States of the United States and the District of Columbia. (Pub. L. 93–371, § 101(2), Aug. 13, 1974, 88 Stat. 427.)

CROSS REFERENCES

Withholding of District of Columbia and State income taxes generally, see sections 5516 and 5517 of Title 5, Government Organization and Employees.

Withholding of District of Columbia and State income taxes by Clerk and Sergeant at Arms of the House of Representatives, see section 60e–1a of this title.

Withholding of State income taxes by Architect of the Capitol, see section 166b–5 of Title 40, Public Buildings, Property, and Works.

§ 60e–1. Same; salary payment when payday falls on Saturday.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate and the House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see sections 60a–1 and 60a–2 of this title and Salary Directives of the President pro tempore of the Senate set out as notes under section 60a–1 of this title.

§ 60e–1a. Withholding of State income tax by Clerk and Sergeant at Arms of the House.

(a) Agreement with proper State official; covered individuals.

Until otherwise provided by law, the Clerk of the House of Representatives (hereinafter in this section and section 60e–1b of this title referred to as the "Clerk") and the Sergeant at Arms of the House of Representatives (hereinafter in this section and section 60e–1b of this title referred to as the "Sergeant at Arms") shall, in accordance with the provisions of subsections (b), (c), and (d) of this section enter into an agreement with any State, at the request for agreement from the proper State official. The agreement shall provide that—

(1) the Clerk, in the case of employees whose compensation is disbursed by the Clerk; and

(2) the Sergeant at Arms, in the case of Members of the House of Representatives;

shall withhold State income tax in the case of each Member and employee who is subject to such income tax and who voluntarily requests such withholding.

(b) Number of remittances authorized.

Any agreement entered into under subsection (a) of this section shall not require the Clerk or the Sergeant at Arms to remit sums withheld pursuant to any such agreement more often than once each calendar quarter.

(c) Acceptance or disapproval of proposed agreement by Committee on House Administration.

(1) The Clerk and the Sergeant at Arms shall, before entering into any agreement under subsection (a) of this section, transmit a statement with respect to the proposed agreement to the Committee on House Administration of the House of Repre-

sentatives (hereinafter in this section and section 60e–1b of this title referred to as the "committee"). Such statement shall set forth a detailed description of the proposed agreement, together with any other information which the committee may require.

(2) If the committee does not disapprove, through appropriate action, any proposed agreement transmitted to the committee under paragraph (1) no later than ten legislative days after receiving such proposed agreement, then the Clerk or the Sergeant at Arms, as the case may be, may enter into such proposed agreement. The Clerk or the Sergeant at Arms, as the case may be, may not enter into any proposed agreement if such proposed agreement is disapproved by the committee under this paragraph.

(d) Number and effective date of requests for withholding; change of designated State; revocation of request.

(1) A Member or employee may have in effect at any time only one request for withholding under subsection (a) of this section, and such Member or employee may not have more than two such requests in effect with respect to different States during any one calendar year. The request for withholding is effective on the first day of the month in which the request is processed by the Clerk or the Sergeant at Arms, but in no event later than on the first day of the first month beginning after the day on which such request is received by the Clerk or the Sergeant at Arms, except that—

(A) when the Clerk or the Sergeant at Arms first enters into an agreement with a State under subsection (a) of this section, a request for withholding shall be effective on such date as the Clerk or the Sergeant at Arms may determine;

(B) when an individual first receives an appointment as an employee, the request shall be effective on the day of appointment, if the individual makes the request at the time of appointment; and

(C) when an individual first becomes a Member, the request shall be effective on the day such individual takes the oath of office as a Member, if the individual makes the request at such time.

(2) A Member or employee may change the State designated by such Member or employee for purposes of having withholdings made, and may request that the withholdings be remitted in accordance with such change. A Member or employee also may revoke any request of such Member or employee for withholding. Any change in the State designated or revocation is effective on the first day of the month in which the request or the revocation is processed by the Clerk or the Sergeant at Arms, but in no event later than on the first day of the first month beginning after the day on which such request or revocation is received by the Clerk or the Sergeant at Arms.

(e) Provisions as not imposing duty, burden, requirement or penalty upon the United States, House, or any officer or employee of United States; effect of filing paper, form, or document with Clerk or Sergeant at Arms.

This section and section 60e–1b of this title impose no duty, burden, or requirement upon the United States, the House of Representatives, or any officer or employee of the United States, except as specifically provided in this section and section 60e–1b of this title. Nothing in this section and section 60e–1b of this title shall be deemed to consent to the application of any provision of law which has the effect of subjecting the United States, the House of Representatives, or any officer or employee of the United States to any penalty or liability by reason of the provisions of this section and section 60e–1b of this title. Any paper, form, document, or any other item filed with, or submitted to, the Clerk or the Sergeant at Arms under this section and section 60e–1b of this title is considered to be a paper of the House of Representatives within the provisions of the Rules of the House of Representatives. (H. Res. 732, § 1, Nov. 4, 1975.)

CODIFICATION

Section is based on section 1 of House Resolution No. 732, Nov. 4, 1975.

CROSS REFERENCES

Withholding of District of Columbia and State income taxes by Secretary of the Senate, see section 60c–3 of this title.

Withholding of District of Columbia and State income taxes generally, see sections 5516 and 5517 of Title 5, Government Organization and Employees.

Withholding of State income taxes by Architect of the Capitol, see section 166b–5 of Title 40, Public Buildings, Property, and Works.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60e–1b of this title.

§ 60e–1b. Same; definitions.

For purposes of section 60e–1a of this title and this section—

(1) the term "State" means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, or any other territory or possession of the United States;

(2) the term "Member" means a Member of the House of Representatives, the Delegates from the District of Columbia, Guam, and the Virgin Islands, and the Resident Commissioner from Puerto Rico; and

(3) the term "legislative days" does not include any calendar day on which the House of Representatives is not in session.

(H. Res. 732, § 2, Nov. 4, 1975.)

CODIFICATION

Section is based on section 2 of House Resolution No. 732, Nov. 4, 1975.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 60e–1a of this title.

§§ 60e–2 to 60e–4, 60e–5 to 60e–14.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate and the House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see sections 60a–1 and 60a–2 of this title and Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 60g–2. Employment of student Congressional interns by Representatives and Resident Commissioner.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 60j. Longevity compensation.

(a) Eligible employees.

This section shall apply to—

(1) Each employee of the Senate whose compensation is paid from the appropriation for Salaries, Officers and Employees, under the heading "Office of the Secretary", except the Assistant to the Majority, and the Assistant to the Minority.

(2) Each employee of the Senate whose compensation is paid from such appropriation under the heading "Office of Sergeant at Arms and Doorkeeper", except employees designated on the rolls as "special employees".

(3) Each employee of the Senate whose compensation is paid from such appropriation under the heading "Official Reporters of Debates".

(4) Each employee of the Senate whose compensation is paid from such appropriation under the heading "Offices of the Secretaries for the Majority and the Minority".

(5) Each employee of the Senate authorized by Senate resolution to be appointed by the Secretary or Sergeant at Arms, except employees designated on the rolls as "special employees".

(6) Telephone operators, including the chief operator and assistant chief operators, on the United States Capitol telephone exchange.

(7) Members of the Capitol Police.

(8) The Chief Guide, Assistant Chief Guide, and each Guide of the Capitol Guide Service established under section 851 of Title 40.

(b) Rate of compensation; limitation on increases; computation of service; effective date of payment.

An employee to whom this section applies shall be paid during any period of continuous service as such an employee additional gross compensation (hereinafter referred to as "longevity compensation") at the rate of $954 per annum for each five years of service performed as such an employee during such period. No employee shall receive more than four such increases upon the basis of any period of continuous service, and nothing in this section shall be construed to authorize the payment to any employee of total compensation, including longevity compensation, in excess of the maximum amount prescribed by the law for Senate employees generally. Notwithstanding the first sentence of this subsection, the first increase under this section for telephone operators (exclusive of the chief operator and assistant chief operators), who on September 1, 1962, have more than 25 years of service as a telephone operator on the United States Capitol telephone exchange shall be $240 basic per annum. In computing length of continuous service for the purposes of this section only service performed subsequent to August 31, 1957, shall be credited, and in the case of employees of the Official Reporters of Debates of the Senate there shall be credited any service as such an employee performed during the period beginning on September 1, 1957, and ending on June 30, 1960, whether or not compensated from the appropriation referred to in subsection (a) of this section. Continuity of service for the purpose of this subsection shall not be deemed to be broken by separations from service of not more than thirty days, by the performance of service as an employee, other than an employee subject to the provisions of this section, whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, or by the performance of active military service in the armed forces of the United States, but such separations and service shall not be credited for the purposes of this section. Longevity compensation under this section shall be payable on and after the first day of the first month following completion of the five-year period upon which such compensation is based. (As amended Pub. L. 91–656, § 4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 436.)

AMENDMENTS

1975—The figure "906" contained in subsec. (b) of this section deemed to refer to the figure "954", effective Oct. 1, 1975, pursuant to Pub. L. 91–656, § 4, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title.

1974—Subsec. (a)(8). Pub. L. 93–371 added subsec. (a)(8).

The figure "855" contained in subsec. (b) of this section deemed to refer to the figure "906", effective Oct. 1, 1974, pursuant to Pub. L. 91–656, § 4, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title.

1973—The figure "816" contained in subsec. (b) of this section deemed to refer, effective Oct. 1, 1973, to the figure "855", pursuant to Pub. L. 91–656, § 4, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title.

1972—The figure "777" contained in subsec. (b) of this section deemed to refer to the figure "816" pursuant to Pub. L. 91–656, § 4, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a–1 of this title.

1971—The figure "738" contained in subsec. (b) of this section deemed to refer to the figure "777", effective Jan. 1, 1972, pursuant to Pub. L. 91–656, § 4, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title.

The figure "696" appearing in subsec. (b) of this section deemed to refer to the figure "738", effective Feb. 1, 1971, pursuant to Pub. L. 91–656, see section 4(d) of the Salary Directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 61–1 of this title.

§ 61–1. Gross rate of compensation of employees paid by Secretary of Senate.

(a) Annual rate; certification.

(1) Whenever the rate of compensation of any employee whose compensation is disbursed by the Secretary of the Senate is fixed or adjusted on or after August 1, 1967, such rate as so fixed or adjusted shall be a single per annum gross rate which is a multiple of $159.

* * * * *

(d) Compensation of employees in office of Senator; limitation; titles of positions.

(1)(A) The aggregate of gross compensation paid employees in the office of a Senator shall not exceed during each calendar year the following:

$413,082 if the population of his State is less than 2,000,000;

$425,484 if such population is 2,000,000 but less than 3,000,000;

$455,376 if such population is 3,000,000 but less than 4,000,000;

$493,854 if such population is 4,000,000 but less than 5,000,000;

$525,336 if such population is 5,000,000 but less than 7,000,000;

$558,408 if such population is 7,000,000 but less than 9,000,000;

$594,342 if such population is 9,000,000 but less than 10,000,000;

$622,008 if such population is 10,000,000 but less than 11,000,000;

$658,260 if such population is 11,000,000 but less than 12,000,000;

$685,926 if such population is 12,000,000 but less than 13,000,000;

$721,224 if such population is 13,000,000 but less than 15,000,000;

$756,522 if such population is 15,000,000 but less than 17,000,000;

$791,820 if such population is 17,000,000 but less than 19,000,000;

$818,214 if such population is 19,000,000 but less than 21,000,000;

$844,608 if such population is 21,000,000 or more.

In any calendar year in which a Senator does not hold the office of Senator at least part of each month of that year, the aggregate amount available for gross compensation of employees in the office of that Senator shall be the applicable amount contained in the table included in this subparagraph, divided by 12, and multiplied by the number of months the Senator holds such office during that calendar year, counting any fraction of a month as a full month.

(B) The aggregate of payments of gross compensation made to employees in the office of a Senator during each calendar year shall not exceed at any time during such calendar year one-twelfth of the applicable amount contained in the table included in subparagraph (A) of this paragraph multiplied by the number of months (counting a fraction of a month as a month) elapsing from the first month in that calendar year in which the Senator holds the office of Senator through the end of the current month for which the payment of gross compensation is to be made.

(2) Within the limits prescribed by paragraph (1) of this subsection, Senators may fix the number and the rates of compensation of employees in their respective offices. The salary of an employee in a Senator's office shall not be fixed under this paragraph at a rate less than $1,113 per annum or in excess of $25,440 per annum except that, (i) the salaries of five employees may be fixed at rates of not more than $43,407 per annum, and (ii) the salary of one employee may be fixed at a rate of not more than $45,315 per annum. A Senator may establish such titles for positions in his office as he may desire to designate, by written notification to the disbursing office of the Senate.

(e) Compensation of professional staff members and clerical staff of standing committees; standing or select committee employees; gross rate limitation.

(1) Subject to the provisions of paragraph (3), the professional staff members of standing committees of the Senate shall receive gross annual compensation to be fixed by the chairman at not to exceed $44,679.

(2) The rates of gross compensation of the clerical staff of each standing committee of the Senate shall be fixed by the chairman as follows:

(A) for each committee (other than the Committee on Appropriations), one chief clerk and one assistant chief clerk at not to exceed $44,679, and not to exceed four other clerical assistants at not to exceed $18,762; and

(B) for the Committee on Appropriations, one chief clerk and one assistant chief clerk and two assistant clerks at not to exceed $44,679; such assistant clerks as may be necessary at not to exceed $27,666; and such other clerical assistants as may be necessary at not to exceed $18,762.

(3) No employee of any standing or select committee of the Senate (including the majority and minority policy committees and the conference majority and conference minority of the Senate), or of any joint committee the expenses of which are paid from the contingent fund of the Senate, shall be paid at a gross rate in excess of $44,679 per annum, except that—

(A) four employees of any such committee (other than the Committee on Appropriations), who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of $46,587 per annum, and two such employees may be paid at gross rates not in excess of $48,654 per annum; and

(B) sixteen employees of the Committee on Appropriations who are otherwise authorized to be paid at such rate, may be paid at gross rates not in excess of $46,587 per annum, and three such employees may be paid at gross rates not in excess of $48,654 per annum.

For the purpose of this paragraph, an employee of a subcommittee shall be considered to be an employee of the full committee.

(f) General limitation.

No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid gross compensation at a rate less than $1,113 or in excess of $48,654 unless expressly authorized by law.

* * * * * *

(As amended Pub. L. 91–656, § 4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 633; Pub. L. 92–607, ch. V, § 505, Oct. 31, 1972, 86 Stat. 1505; Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 532; Pub. L. 93–245, ch. VI, § 601, Jan. 3, 1974, 87 Stat. 1078; Pub. L. 93–255, § 1, Mar. 27, 1974, 88 Stat. 52; Pub. L. 93–371, § 101(6), Aug. 13, 1974, 88 Stat. 430; Pub. L. 94–59, title I, § 102, July 25, 1975, 89 Stat. 274.)

AMENDMENTS

1975—Subsec. (a)(1). Figure "$159" was substituted for figure "$151" to reflect the use of the figure "$159" as the multiple used for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1975, by section 6(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title. Prior to such upward revision, the table was set out as follows:

"$392,298 if the population of his State is less than 2,000,000;

"$404,076 if such population is 2,000,000 but less than 3,000,000;

"$432,464 if such population is 3,000,000 but less than 4,000,000;

"$496,006 if such population is 4,000,000 but less than 5,000,000;

"$498,904 if such population is 5,000,000 but less than 7,000,000;

"$530,312 if such population is 7,000,000 but less than 9,000,000;

"$564,438 if such population is 9,000,000 but less than 10,000,000;

"$590,712 if such population is 10,000,000 but less than 11,000,000;

"$625,140 if such population is 11,000,000 but less than 12,000,000;

"$651,414 if such population is 12,000,000 but less than 13,000,000;

"$684,936 if such population is 13,000,000 but less than 15,000,000;

"$718,458 if such population is 15,000,000 but less than 17,000,000;

"$751,980 if such population is 17,000,000 but less than 19,000,000;

"$777,050 if such population is 19,000,000 but less than 21,000,000;

"$802,120 if such population is 21,000,000 or more."

Pub. L. 94–59 revised upward, effective July 1, 1975, the table covering the aggregate gross compensation paid employees in the office of a Senator, which for the period commencing Oct. 1, 1974, read as follows:

"$392,298 if the population of his State is less than 2,000,000;

"$404,076 is such population is 2,000,000 but less than 3,000,000;

"$432,464 if such population is 3,000,000 but less than 4,000,000;

"$496,006 if such population is 4,000,000 but less than 5,000,000;

"$498,904 if such population is 5,000,000 but less than 7,000,000;

"$530,312 if such population is 7,000,000 but less than 9,000,000;

"$564,438 if such population is 9,000,000 but less than 10,000,000;

"$590,712 if such population is 10,000,000 but less than 11,000,000;

$625,140 if such population is 11,000,000 but less than 12,000,000;

"$651,414 if such population is 12,000,000 but less than 13,000,000;

"$684,936 if such population is 13,000,000 but less than 15,000,000;

"$718,548 if such population is 15,000,000 but less than 17,000,000;

"$751,980 if such population is 17,000,000 or more."

Subsec. (d)(2). Figures "$1,057", "$24,160", "$41,223", and "$43,035" to be deemed to refer, effective Oct. 1, 1975, to the figures "$1,113", "$25,440", "$43,407", and "$45,315", respectively, see section 6(c)(1) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title.

Subsec. (e). Figures "$17,818", "$26,274", "$42,431", "$44,243", and "$46,206" to be deemed to refer, effective Oct. 1, 1975, to the figures "$18,762", "$27,666", "$44,679", "$46,587", and "$48,653", respectively, see section 5(b)(1), (2), of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title.

Subsec. (f). Figures "$1,057" and "$46,206" to be deemed to refer, effective Oct. 1, 1975, to the figures "$1,113" and "$48,654", respectively, see section 7(a), (b)(1), of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title.

1974—Subsec. (a)(1). Figure "$151" was substituted for figure "$285" to reflect the use of the figure "$151" as the multiple for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title.

Subsec. (d)(1)(A). The table was revised upward, effective Oct. 1, 1974, by section 6(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title. Prior to such upward revision, the table was set out as follows:

"$370,215 if the population of his State is less than 2,000,000;

"$381,330 if such population is 2,000,000 but less than 3,000,000;

"$48,120 if such population is 3,000,000 but less than 4,000,000;

"$442,605 if such population is 4,000,000 but less than 5,000,000;

"$470,820 if such population is 5,000,000 but less than 7,000,000;

"$500,460 if such population is 7,000,000 but less than 9,000,000;

"$532,665 if such population is 9,000,000 but less than 10,000,000;

"$557,460 if such population is 10,000,000 but less than 11,000,000;

"$589,950 if such population is 11,000,000 but less than 12,000,000;

"$614,745 if such population is 12,000,000 but less than 13,000,000;

"$646,380 if such population is 13,000,000 but less than 15,000,000;

"$678,015 if such population is 15,000,000 but less than 17,000,000;

"$709,650 if such population is 17,000,000 or more."

Pub. L. 93–371, revised upward, effective July 1, 1974, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator, which for a period commencing Oct. 1, 1973, read as follows:

"$369,075 if the population of his State is less than 2,000,000;

"$380,190 if such population is 2,000,000 but less than 3,000,000;

"$406,980 if such population is 3,000,000 but less than 4,000,000;

"$441,465 if such population is 4,000,000 but less than 5,000,000;

"$469,680 if such population is 5,000,000 but less than 7,000,000;

"$499,320 if such population is 7,000,000 but less than 9,000,000;

"$531,525 if such population is 9,000,000 but less than 10,000,000;

"$556,320 if such population is 10,000,000 but less than 11,000,000;

"$588,810 if such population is 11,000,000 but less than 12,000,000;

"$613,065 if such population is 12,000,000 but less than 13,000,000;

"$645,240 if such population is 13,000,000 but less than 15,000,000;

"$676,875 if such population is 15,000,000 but less than 17,000,000;

"$708,510 if such population is 17,000,000 or more."

Subsec. (d)(2). Figures "$1,140," "$22,800," "$39,045," and "$40,755" to be deemed to refer, effective Oct. 1, 1974, to the figures "'$1,057," "$24,160," "$41,223," and "$43,035," respectively, see section 6(c)(1) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title.

Subsec. (e). Figures "$16,815," "$24,795," "$40,185," "$41,895," and "$43,890" to be deemed to refer, effective Oct. 1, 1974, to the figures "$17,818," "$26,274," "$42,431," "$44,243," and "$46,206," respectively, see section 5(b)(1), (2), of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title.

Subsec. (e)(1). Pub. L. 93-245 and Pub. L. 93–255 substituted "at not to exceed" for "ranging from $18,525 to".

Subsec. (e)(2)(A). Pub. L. 93–245 substituted "not to exceed" for "$8,265 to".

Subsec. (e)(2)(B). Pub. L. 93–245 substituted "not to exceed" for "$18,240 to", "$14,250 to", and "$8,265 to".

Subsec. (f). Figures "$1,140" and "$43,890" to be deemed to refer, effective Oct. 1, 1974, to the figures "$1,057" and "$46,206," respectively, see section 7(a), (b)(1), of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title.

1973—Subsec. (a)(1). Figure "$285" was substituted for figure "$272" to reflect the use of the figure "$285" as the multiple for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title.

Subsec. (d)(1). The table was revised upward, effective Oct. 1, 1973, pursuant to Pub. L. 91–656, see section 6(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out under section 60a–1 of this title. Prior to such upward revision, the table was set out as follows:

"$352,240 if the population of his State is less than 2,000,000;

"$362,848 if such population is 2,000,000 but less than 3,000,000;

"$388,416 if such population is 3,000,000 but less than 4,000,000;

"$421,328 if such population is 4,000,000 but less than 5,000,000;

"$448,256 if such population is 5,000,000 but less than 7,000,000;

"$476,544 if such population is 7,000,000 but less than 9,000,000;

"$507,280 if such population is 9,000,000 but less than 10,000,000;

"$530,944 if such population is 10,000,000 but less than 11,000,000;

"$561,952 if such population is 11,000,000 but less than 12,000,000;

"$585,616 if such population is 12,000,000 but less than 13,000,000;

"$615,808 if such population is 13,000,000 but less than 15,000,000;

"$646,000 if such population is 15,000,000 but less than 17,000,000;

"$676,192 if such population is 17,000,000 or more."

Pub. L. 93–145 revised upward, retroactive to July 1, 1973, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator and, effective Jan. 1, 1974, designated such revised table as subpar. (A), added subpar. (B), and in subpar. (A) as so designated added following the table provisions covering calendar years in which a Senator does not hold the office of Senator at least part of each month for that year. Prior to the upward revision, the table was set out as follows:

"$295,938 if the population of his State is less than 3,000,000;

"$321,768 if such population is 3,000,000 but less than 4,000,000;

"$345,138 if such population is 4,000,000 but less than 5,000,000;

"$362,850 if such population is 5,000,000 but less than 7,000,000;

"$382,038 if such population is 7,000,000 but less than 9,000,000;

"$403,440 if such population is 9,000,000 but less than 10,000,000;

"$424,842 if such population is 10,000,000 but less than 11,000,000;

"$446,244 if such population is 11,000,000 but less than 12,000,000;

"$467,646 if such population is 12,000,000 but less than 13,000,000;

"$488,556 if such population is 13,000,000 but less than 15,000,000;

"$509,466 if such population is 15,000,000 but less than 17,000,000;

"$530,130 if such population is 17,000,000 or more."

Subsec. (d)(2). Salary dollar limits were modified upward, effective Oct. 1, 1973, so as to substitute "$1,140" for "$1,128", "$22,800" for "$15,040", "$39,045" for "$24,400", and "$40,755" for "$25,568" pursuant to Pub. L. 91–656, see Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out under section 60a–1 of this title.

Pub. L. 93–145 raised from $23,652 to $24,400 in the case of two employees and from $23,312 to $24,400 in the case of one employee the maximum figure at which the salaries of such employees in a Senator's office may be set, raising thereby from two to five the number of employees in a Senator's office whose gross rates salary may be fixed at $24,400 per annum.

Subsec. (e). Figures "$18,525", "$40,185", "$8,265", "$14,250", "$24,795", "$16,815", "$18,240", "$41,895", and "$43,890" were substituted for figures "$18,496", "$38,352", "$8,160", "$14,144", "$23,664", "$16,048", "$18,224", "$39,984", and "$41,616", respectively, pursuant to Pub. L. 91–656, see section 5(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out under section 60a–1 of this title, which directed that the latter set of figures enumerated herein as appearing in subsec. (e) be deemed to refer to the former set of enumerated figures, effective Oct. 1, 1973.

Subsec. (e)(2)(B). Pub. L. 93–145 substituted "$18,224" for "$20,400".

Subsec. (f). Figures "$1,140" and "$43,890" were substituted for "$1,088" and "$41,616", respectively, pursuant to Pub. L. 91–656, see section 7 of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures, effective Oct. 1, 1973.

1972—Subsec. (a)(1). Figure "$272" was substituted for figure "$259" to reflect the use of the figure "$272" as the multiple for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a–1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1973, by Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972. Prior to such upward revision, the table was set out as follows:

"$311,577 if the population of his State is less than 3,000,000;

"$338,772 if such population is 3,000,000 but less than 4,000,000;

"$363,377 if such population is 4,000,000 but less than 5,000,000;

"$382,025 if such population is 5,000,000 but less than 7,000,000;

"$402,227 if such population is 7,000,000 but less than 9,000,000;

"$424,760 if such population is 9,000,000 but less than 10,000,000;

"$447,293 if such population is 10,000,000 but less than 11,000,000;

"$469,826 if such population is 11,000,000 but less than 12,000,000;

"$492,359 if such population is 12,000,000 but less than 13,000,000;

"$514,374 if such population is 13,000,000 but less than 15,000,000;

"$536,389 if such population is 15,000,000 but less than 17,000,000;

"$558,145 if such population is 17,00,000 or more.".

Subsec. (d)(2). Figures "$1,295," "$20,720," "$27,972," "$33,929," "$35,483," and "$37,037" to be deemed to refer, effective Jan. 1, 1973, to the figures "$1,088," "$21,760," "$29,376," "$35,632," "$37,264," and "$38,896," respectively, see section 6(c) of the Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a–1 of this title.

Subsec. (e). Figures "$8,288," "$15,281," "$14,245," "$18,648," "$22,533," "$20,461," "$36,519," "$38,073," and "$39,627" to be deemed to refer, effective Jan. 1, 1973, to the figures "$8,160," "$16,048," "$14,144," "$18,496," "$23,664," "$20,400," "$38,352," "$39,984," and "$41,616," respectively, see section 5(b) of the Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a–1 of this title.

Pub. L. 92–607 substituted "three such employees" for "two such employees" in par. (3)(B).

Subsec. (f). Figures "$1,088" and "$41,616" were substituted for "$1,295" and "$39,627", respectively, pursuant to Pub. L. 91–656, see section 7 of the Salary Directive of the President pro tempore of the Senate, Dec. 16, 1972, set out as a note under section 60a–1 of this title, under which the latter enumerated figures were to be deemed to refer to the former enumerated figures.

1971—Subsec. (a)(1). Figure "$259" was substituted for figure "$246" to reflect the use of the figure "$259" as the multiple for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title.

Figure "$246" was substituted for figure "$188" to reflect the use of the figure "$246" as the multiple for determining the general upward revision of salaries by the Salary Directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title.

Subsec. (d)(1). The table was revised upward, effective Jan. 1, 1972, by the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title. Prior to such upward revision, the table was set out as follows:

"$295,938 if the population of his State is less than 3,000,000;

"$321,768 if such population is 3,000,000 but less than 4,000,000;

"$345,138 if such population is 4,000,000 but less than 5,000,000;

"$362,850 if such population is 5,000,000 but less than 7,000,000;

"$382,038 if such population is 7,000,000 but less than 9,000,000;

"$403,440 if such population is 9,000,000 but less than 10,000,000;

"$424,842 if such population is 10,000,000 but less than 11,000,000;

"$446,244 if such population is 11,000,000 but less than 12,000,000;

"$467,646 if such population is 12,000,000 but less than 13,000,000;

"$488,556 if such population is 13,000,000 but less than 15,000,000;

"$509,466 if such population is 15,000,000 but less than 17,000,000;

"$530,130 if such population is 17,000,000 or more.".

Pub. L. 92–184 revised upward, effective Jan. 1, 1972, the table covering the aggregate per annum gross rates of compensation of employees in the office of a Senator. Prior thereto the table was set out as follows:

"$295,938 if the population of his State is less than 3,000,000;

"$313,158 if such population is 3,000,000 but less than 4,000,000;

"$327,918 if such population is 4,000,000 but less than 5,000,000;

"$341,448 if such population is 5,000,000 but less than 7,000,000;

"$356,208 if such population is 7,000,000 but less than 9,000,000;

"$373,428 if such population is 9,000,000 but less than 10,000,000;

"$390,648 if such population is 10,000,000 but less than 11,000,000;

"407,868 if such population is 11,000,000 but less than 12,000,000;

"$425,088 if such population is 12,000,000 but less than 13,000,000;

"$442,308 if such population is 13,000,000 but less than 15,000,000;

"$459,528 if such population is 15,000,000 but less than 17,000,000;

"$477,978 if such population is 17,000,000 or more.".

The table was revised upward, effective Feb. 1, 1971, by the Salary Directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title. Prior to such upward revision, the table was set out as follows:

"$239,805 if the population of his State is less than 3,000,000;

"$255,135 if such population is 3,000,000 but less than 4,000,000;

$268,275 if such population is 4,000,000 but less than 5,000,000;

$280,000,320 if such population is 5,000,000 but less than 7,000,000;

"$293,460 if such population is 7,000,000 but less than 9,000,000;

"$308,790 if such population is 9,000,000 but less than 10,000,000;

"$324,120 if such population is 10,000,000 but less than 11,000,000;

"$339,450 if such population is 11,000,000 but less than 12,000,000;

"$354,780 if such population is 12,000,000 but less than 13,000,000;

"$370,110 if such population is 13,000,000 but less than $15,000,000;

"$385,440 if such population is 15,000,000 but less than 17,000,000;

"$401,865 if such population is 17,000,000 or more.".

Subsec. (d)(2). Figures "$1,230", "$19,680", "$26,568", "$32,226", "$33,702", "$35,178" to be deemed to refer, effective Jan. 1, 1972, to the figures "$1,295", "$20,720", "$27,972", "$33,929", "$35,483", and "$37,037", respectfully, see section 6(c) of the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title.

Figures "$1,095", "$17,520", "$23,652", "$28,689", "$30,003", and "$31,317" to be deemed to refer, effective Feb. 1, 1971, to the figures "$1,230", "$19,680", "$26,568", "$32,226", "$33,702", and "$35,178", respectively, see section 6(c) of the Salary Directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title.

Subsec. (e). Figures "$8,118", "$14,514", "$14,022", "$18,450", "$21,402", "$20,418", "$32,712", "$34,104", and "$35,496" to be deemed to refer, effective Jan. 1, 1972, to the figures "$8,288", "$15,281", "$14,245", "$18,648", "$22,533", "$20,461", "$36,519", "$38,073", and "$39,627", respectively, see section 5(b) of the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title.

Figures "$7,888", "$13,688", "$13,920", "$18,328", "$20,-184", "$20,416", "$32,712", "$34,104", and "$35,496" to be deemed to refer, effective Feb. 1, 1971, to the figures "$8,118", "$14,514", "$14,022", "$18,450", "$21,402", "$30,418", "$32,712", "$34,014", and "$35,496", respectively, see section 5(b) of the Salary directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title.

Subsec. (f). Figures $1,230" and "$35,670" to be deemed to refer, effective Jan. 1, 1972, to the figures "$1,295" and "$39,627", respectively, see section 7 of the Salary Directive of the President pro tempore of the Senate, Dec. 23, 1971, set out as a note under section 60a–1 of this title.

Figures "$1,160" and $"35,496" to be deemed to refer, effective Feb. 1, 1971, to the figures "$1,230" and "$35,670", respectively, see section 7 of the Salary Directive of the President pro tempore of the Senate, Jan. 15, 1971, set out as a note under section 60a–1 of this title.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 101(6) of Pub. L. 93–371 provided in part that the amendment by section 101(6) of Pub. L. 93–371 is effective July 1, 1974.

EFFECTIVE DATE OF 1973 AMENDMENT

Section 101 of Pub. L. 93–145 provided in part that the upward revision of the table in subsec. (d)(1) and the amendment of subsec. (d)(2) of this section are effective July 1, 1973, but that the remaining amendments of subsec. (d)(1) by Pub. L. 93–145 [which designated the revised table as subpar. (A), added provisions following the table in such redesignated subpar. (A), and added subpar. (B)] are effective Jan. 1, 1974.

EFFECTIVE DATE OF 1971 AMENDMENT

Section 401 of Pub. L. 92–184 provided in part that the amendment by Pub. L. 92–184 is effective Jan. 1, 1972.

1975 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, EMPLOYEES OF SENATORS, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM THE CONTINGENT FUND OF THE SENATE, AND OFFICERS OR EMPLOYEES WHOSE COMPENSATION IS DISBURSED BY THE SECRETARY OF THE SENATE.

Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275, as amended by Pub. L. 94–157, title I, § 111(a), Dec. 18, 1975, 89 Stat. 832, provided in part that, effective July 1, 1975: "The two committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of the Legislative Branch Appropriations Act, 1968, as amended and modified [subsec. (e)(3) of this section], whose salaries are appropriated under the heading "Salaries, Officers and Employees" for "Committee Employees" for the Senate during any fiscal year, and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority, may each be paid at a maximum annual rate of compensation not to exceed $38,000, except that the Committee on Commerce is authorized to pay two employees, in addition to the two employees referred to in clause (A) of such section, at such maximum annual rate of compensation during the fiscal year ending June 30, 1976, and the transition period ending September 30, 1976. The two committee employees, other than joint committee employees, referred to in clause (A) of section 105(e)(3) of such Act [subsec. (e)(3) of this section] whose salaries are not appropriated under such heading may each be paid at a maximum annual rate of compensation not to exceed $37,500, except, that the two employees of the majority policy committee and the two employees of the minority policy committee referred to in clause (A) of section 105(e)(3) of such Act [subsec. (e)(3) of this section] may each be paid at a maximum annual rate of compensation not to exceed $38,000. The one employee in a Senator's office referred to in section 105(d)(2)(ii) of such Act [subsec. (d)(2)(ii) of this section] may be paid at a maximum annual rate of compensation not to exceed $38,000. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [subsec. (f) of this section] may be paid at a maximum annual rate of compensation not to exceed $38,000. This section does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in this paragraph under section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title]."

Section 111(c) of Pub. L. 94–157 provided in part that amendment by section 111(a) of Pub. L. 94–157 inserting after "fiscal year" the words ", and the two employees referred to in such clause (A) who are employees of any joint committee having legislative authority," shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

LIMITATIONS ON 1975 INCREASES IN MAXIMUM ANNUAL RATES TO PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES, AND JOINT COMMITTEES WHOSE EXPENSES ARE PAID FROM THE CONTINGENT FUND OF THE SENATE

Section 5(b)(3)–(5) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increases mandated by section 5(b)(2) of that Directive, any individual occupying a position on the staff of a standing committee of the Senate or the majority or minority policy committee of the Senate to which any such rate applies or to any position to which such rate was made applicable by section 105 of title I of the Legislative Branch Appropriation Act, 1976, Pub. L. 84–59, set out in part as a note under this section, shall not be paid at any time at an annual rate in excess of $35,775, $37,524, or $39,909, respectively, as long as the annual rate of basic pay for positions in level III of the Executive Schedule under section 5314 of Title 5 is $42,000, that when the annual rate of such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such committee (i) to which the rate "$44,679" applies shall not be paid at any time at an annual rate in excess of $40,545, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $42,612, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $45,156, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $1,700 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of the Order, that any individual occupying a position on the staff of any special or select committee of the Senate and the conference majority and conference minority of the Senate to which any such rate rate applies shall not be paid at any time at an annual rate in excess of $35,775, $37,524, or $39,432, respectively, as long as the annual rate of basic pay for positions in such level III is $42,000, when the annual rate of such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such committee (i) to which the rate "$44,679" applies shall not be paid at any time at an annual rate in excess of $39,909, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $41,976, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $44,520, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $2,300 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of the Order, that any individual occupying a position on the staff of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate to which any such rate applies shall not be paid at any time at an annual rate in excess of $35,775, $36,729, or $37,842, respectively, as long as the annual rate of basic pay for positions in such level III is $42,000, and that when the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position on the staff of any such joint committee (i) to which the rate "$44,679" applies shall not be paid at any time at an annual rate in excess of $39,909, (ii) to which the rate "$46,587" applies shall not be paid at any time at an annual rate in excess of $41,817, and (iii) to which the rate "$48,654" applies shall not be paid at any time at an annual rate in excess of $43,884, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $3,000 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of the Order.

LIMITATIONS ON 1975 INCREASES IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN THE OFFICES OF SENATORS

Section 6(c)(2), (3) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increases mandated by section 6(c)(1) of that Directive, any individual occupying a position to which a rate referred to in clause (i) or (ii) of such modification applies shall not be paid at any time at an annual rate exceeding $36,729 or $39,909, respectively, as long as the annual rate of basic pay for positions at level III of the Executive Schedule under section 5314 of Title 5 is $42,000, and that if the annual rate for such level III is increased to more than $42,000, but less than $48,000, an individual occupying a position to which a rate referred to in such clause (i) or (ii) applies shall not be paid at any time, by reason of the promulgation of the Order, at an annual rate in excess of (A) in the case of an individual to whom the rate under such clause (i) applies, $41,181, and (B) in the case of an individual to whom the rate under clause (ii) applies, $44,361, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $2,500 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2 (a) of the Order.

LIMITATION ON 1975 INCREASE IN MAXIMUM ANNUAL RATE TO OFFICERS OR EMPLOYEES WHOSE COMPENSATION IS DISBURSED BY THE SECRETARY OF THE SENATE

Section 7(b)(2), (3) of the Salary Directive of the President pro tempore of the Senate, Oct. 2, 1975, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increase mandated by section 7(b)(1) of that Directive, any individual occupying a position to which such rate applies (A) shall not be paid at any time at an annual rate exceeding $39,909 as long as the annual rate of basic pay for positions at level III of the Executive Schedule under section 5314 of Title 5 is $42,000, and that when the annual rate for such level III is increased to more than $42,000, but less than $48,000, any individual occupying a position to which such rate applies shall not be paid at any time at an annual rate in excess of $45,156, except that the annual rate of compensation shall not exceed, at any time, the next lowest multiple of $159 which is at least $1,700 less than the annual rate of compensation, which is now or may hereafter be in effect, for those positions referred to in section 2(a) of the Order.

1974 ADJUSTMENTS IN COMPENSATION IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN OFFICES OF SENATORS, PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES AND JOINT COMMITTEES THE EXPENSES OF WHICH ARE PAID FROM THE CONTINGENT FUND OF THE SENATE, AND OFFICERS OR EMPLOYEES WHOSE COMPENSATION IS DISBURSED BY THE SECRETARY OF THE SENATE

Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, as amended by Pub. L. 94–157, title I, § 111(b), Dec. 18, 1975, 89 Stat. 832, provided in part that: "The two committee employees other than joint committee employees referred to in clause (A), and the three committee employees referred to in clause (B), of section 105(e)(3) of the Legislative Branch Appropriation Act, 1968, as amended and modified [subsec. (e)(3) of this section], may each be paid at a maximum annual rate of compensation not to exceed $37,050. The four committee employees other than joint committee employees, who are not employees of a joint committee having legislative authority, referred to in such clause (A) and the sixteen committee employees referred to in such clause (B) may each be paid at a maximum annual rate of compensation not to exceed $35,625. The one employee in a Senator's office referred to in section 105(d)(2)(ii) of such Act [subsec. (d)(2)(ii) of this section] may be paid at a maximum annual rate of compensation not to exceed $37,050. Any officer or employee whose pay is subject to the maximum limitation referred to in section 105(f) of such Act [subsec. (f) of this section] may be paid at a maximum annual rate of compensation not to exceed $37,050."

For provisions that section 101(4) of Pub. L. 93–371 [this note] do not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates and compensation or limitations referred to in this note under section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title] and that the provisions of this note are effective July 1, 1974, see note under section 61a of this title.

Section 111(c) of Pub. L. 94–157 provided in part that amendment by section 111(b) of Pub. L. 94–157 inserting after "joint committee employees" the words ", who are not employees of a joint committee having legislative authority," shall become effective Jan. 1, 1976, and no increase in salary shall be payable for any period prior to such date by reason of the amendment.

LIMITATIONS ON 1974 INCREASES IN MAXIMUM ANNUAL RATES TO PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES, AND JOINT COMMITTEES WHOSE EXPENSES ARE PAID FROM THE CONTINGENT FUND OF THE SENATE

Section 5(b)(3)–(5) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increase mandated by section 5(b)(2) of that Directive, any individual occupying a position to which any such rate applies shall not be paid at any time at an annual rate in excess of $33,975, $35,636, or $35,938, respectively, as long as the annual rate of basic pay for positions in level V of the Executive Schedule under section 5316 of Title 5 is less than $39,000, that if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying a position (A) to which the rate "$42,431" applies shall not be paid at any time at an annual rate in excess of $36,844, (B) to which the rate "$44,243" applies shall not have his compensation fixed at an annual rate in excess of $38,656, and (C) to which the rate "$46,206" applies shall not be paid at any time at an annual rate in excess of the lesser of $41,072 or that multiple of $151 which is nearest to but less than the annual rate of basic pay for positions in such level V, and that if the annual rate of basic pay for positions in such level V is increased to $42,000 or more, an individual occupying any position whose annual rate of compensation is determined under this subsection shall not be paid at any time, by reason of the promulgation of the Order, at an annual rate in excess of either of the following: (A) an annual rate of compensation which is a multiple of $151 which is nearest to, but less than, the annual rate of basic pay, which is now or may hereafter be in effect, for positions in such level V, or (B)(i) in the case of an individual occupying a position to which the rate "$42,431" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $2,265 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress, (ii) in the case of an individual to which the rate "$44,243" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,661 less than such annual rate for Members of Congress, or (iii) in the case of an individual to which the rate "$46,206" applies, an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,057 less than such annual rate for Members of Congress.

LIMITATIONS ON 1974 INCREASES IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN THE OFFICES OF SENATORS

Section 6(c)(2)–(4) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increases mandated by section 6(c)(1) of that Directive, any individual occupying a position to which a rate referred to in clause (i) or (ii) of such modification applies shall not be paid at any time at an annual rate exceeding $34,881 or $35,938, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of Title 5, is less than $39,000, that if the annual rate for such level V is increased to $39,000 or more but less than $42,000, an individual occupying a position to which a rate referred to in such clause (i) or (ii) applies shall not be paid at any time, by reason of the promulgation of the Order, at an annual rate in excess of (A) in the case of an individual to whom the rate under such clause (i) applies, $38,052, and (B) in the case of an individual to whom the rate under clause (ii) applies, the lesser of a rate that is a multiple of $151 which is nearest to, but less than, the annual rate for such level V or $39,864, and that if the annual rate for such level V is increased to $42,000 or more, an individual occupying a position (A) to which the rate "$41,223" applies, shall not be paid at any time, by reason of the promulgation of the Order, at an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $2,265 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress, or (B) to which the rate "$43,035" applies, shall not be paid at any time, by reason of the promulgation of the Order, at an annual rate of compensation in excess of either of the following: (i) an annual rate of compensation which is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) an annual rate of compensation which is that multiple of $151 which is nearest to, but less than, $1,661 less than such annual rate for Members of Congress.

LIMITATION ON 1974 INCREASE IN MAXIMUM ANNUAL RATE TO OFFICERS OR EMPLOYEES WHOSE COMPENSATION IS DISBURSED BY THE SECRETARY OF THE SENATE

Section 7(b)(2) of the Salary Directive of the President pro tempore of the Senate, Oct. 7, 1974, set out as a note under section 60a–1 of this title, provided that, notwithstanding the rate increase mandated by section 7(b)(1) of that Directive, any individual occupying a position to which such rate applies (A) shall not be paid at any time at an annual rate exceeding $35,938 as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of Title 5, is less than $39,000, (B) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not be paid at any time at an annual rate exceeding the lesser or of (i) a rate that is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) $41,072, and (C) if the annual rate for such level V is increased to $42,000 or more, shall not be paid at an annual rate in excess of either of the following: (1) an annual rate which is a multiple of $151 which is nearest to, but less than, the annual rate for such level V, or (ii) an annual rate which is nearest to, but less than, $1,057 less than the annual rate of compensation, which is now or may hereafter be in effect, for Members of Congress.

LIMITATIONS ON 1973 INCREASES IN MAXIMUM ANNUAL RATES TO PROFESSIONAL STAFF AND CLERICAL STAFF MEMBERS OF STANDING COMMITTEES, EMPLOYEES OF STANDING AND SELECT COMMITTEES, AND JOINT COMMITTEES WHOSE EXPENSES ARE PAID FROM THE CONTINGENT FUND OF THE SENATE

Section 5(b)(2) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title, provided in part that any individual occupying a position to which the maximum annual rates of "$40,185", "$41,895", and "$43,890" apply, as such rates appear in subsec. (e) of this section, (A) shall not have his compensation fixed at a rate exceeding $33,060, $34,770, or $35,910 per annum, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of Title 5 is less than $39,000, and (B) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not have his compensation fixed at an annual rate exceeding the lesser of (i) a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or (ii) $36,765, $38,475, or $40,185, respectively. If the annual rate for such level V is increased to $42,000 or more, an individual occupying a position for which either of the rates "$41,895" or "$43,890" applies, shall not have his compensation fixed at an annual rate that exceeds a multiple of $285 which is nearest to but less than the annual rate for such level V, and, until such time as pay for Members of Congress is increased to $45,000 or more, shall not have his compensation fixed at an annual rate in excess of $40,755 or $41,325, respectively.

LIMITATIONS ON 1973 INCREASES IN MAXIMUM ANNUAL RATES TO EMPLOYEES IN THE OFFICES OF SENATORS

Section 6(c)(2) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title, provided in part that any individual occupying a position to which the rates in subsec. (d)(2) of this section, as modified by the Salary Directive, applies shall not have his compensation fixed at an annual rate exceeding $34,770 or $35,910, respectively, as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of Title 5 is less than $39,000. If the annual rate for such level V is increased to $39,000 or more but less than $42,000, such individual shall not have compensation fixed, until the annual rate for such level V is increased to $42,000 or more, at an annual rate exceeding (A) in the case of an individual to whom the rate under subsec. (d)(a)(i) of this section applies, $37,620, and (B) in the case of an individual to whom the rate under subsec. (d)(2)(ii) of this section applies, the lesser of a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or $39,330.

LIMITATION ON 1973 INCREASE IN MAXIMUM ANNUAL RATE TO OFFICERS OR EMPLOYEES WHOSE COMPENSATION IS DISBURSED BY THE SECRETARY OF THE SENATE

Section 7(b) of the Salary Directive of the President pro tempore of the Senate, Oct. 4, 1973, set out as a note under section 60a–1 of this title, provided in part that any individual occupying a position to which the $43,890 rate applies (1) shall not have his compensation fixed at a rate exceeding $35,910 per annum as long as the annual rate of basic pay for positions at level V of the Executive Schedule under section 5316 of Title 5 is less than $39,000, and (2) if the annual rate for such level V is increased to $39,000 or more but less than $42,000, shall not have his compensation fixed at an annual rate exceeding the lesser of (A) a rate that is a multiple of $285 which is nearest to, but less than, the annual rate for such level V or (B) $40,185. If the annual rate for such level V is increased to $42,000 or more, an individual occupying a position to which such rate applies shall not have his compensation fixed at an annual rate that exceeds a multiple of $285 which is nearest to, but less than, the annual rate for such level V, and until such time as pay for Members of Congress are increased to $45,000 or more, shall not have his compensation fixed at an annual rate in excess of $41,325.

1976 INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

Pub. L. 94–157, title I, ch. IV, Dec. 18, 1975, 89 Stat. 830, provided: "That effective January 1, 1976, the clerk hire allowance of each Senator from the State of California shall be increased to that allowed Senators from States having a population of more than twenty-one million, the population of said State having exceeded twenty-one million inhabitants."

1975 INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

Pub. L. 94–32, title I, § 101, June 12, 1975, 89 Stat. 182, provided in part: "That effective January 1, 1975, the clerk hire allowance of each Senator from the State of Texas shall be increased to that allowed Senators from States having a population of more than twelve million, the population of said State having exceeded twelve million inhabitants."

1974 INCREASE IN ALLOWANCES FOR ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 425, provided in part: "That effective January 1, 1974, the clerk hire allowance of each Senator from the States of Arkansas and Arizona shall be increased to that allowed Senators from States having a population of two million, the population of each said State having exceeded two million inhabitants."

RATES OF PAY FOR EMPLOYEES OF SENATE SELECT COMMITTEE TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES

Pub. L. 94–32, title I, § 101, June 12, 1975, 89 Stat. 183, provided in part that: "Notwithstanding paragraph (3) of section 105(e) of the Legislative Branch Appropriations Act, 1968, as amended [subsec. (e)(3) of this section], two employees of the Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities may be paid at the highest gross rate provided in subparagraph (A) of such paragraph, and eleven employees of such committee may be paid at the next highest gross rate provided in such subparagraph."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 72a–1c of this title.

§ 61–2. Increase in gross rate of compensation.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate and House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see sections 60a–1 and 60a–2 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1d of this title.

§ 61a. Compensation of Secretary of the Senate.

The Secretary of the Senate shall be paid at an annual rate of compensation of $40,000. (As amended Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "an annual rate of compensation of $40,000" for "a rate of $38,760 per annum".

1974—Pub. L. 93–371 increased the annual rate of compensation from $27,500 to $38,760.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the Secretary's rate of compensation to $40,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 101(4) of Pub. L. 93–371 provided in part that: "This paragraph [which enacted sections 61h, 61h–1, 63a and 64a–1 of this title, amended this section and sections 61a–3, 61b, 61e, 61g, 61j, and 273 of this title, and enacted provisions set out as notes under this section and sections 61–1 and 274 of this title] is effective July 1, 1974."

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Section 101(4) of Pub. L. 93–371, eff. July 1, 1974, provided in part that: "This paragraph does not supersede (1) any provision of an order of the President pro tempore of the Senate authorizing a higher rate of compensation, and (2) any authority of the President pro tempore to adjust rates of compensation or limitations referred to in this paragraph under section 4 of the Federal Pay Comparability Act of 1970 [section 60a–1 of this title]."

INCREASES IN COMPENSATION

Increases in compensation of Secretary of the Senate under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61a–1. Compensation of chief clerk of the Senate.

CODIFICATION

Section, act June 27, 1956, ch. 453, § 101, 70 Stat. 356; Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 125, set forth the compensation of the chief clerk of the Senate which office was superseded by the assistant secretary of the Senate.

CHANGE OF NAME

The assistant secretary of the Senate deemed the successor in references to the chief clerk of the Senate in all laws, rules, resolutions, and orders, effective July 1, 1971, under provisions of Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 125. See section 61a–3 of this title.

§ 61a–3. Compensation of Assistant Secretary of the Senate.

The Assistant Secretary of the Senate may be paid at a maximum annual rate of compensation not to exceed $39,000. (Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 340, amended Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$39,000" for "$37,620".

1974—Pub. L. 93–371 substituted provision setting forth the maximum annual rate of compensation of the Assistant Secretary at not to exceed $37,620, for provisions authorizing the Secretary of the Senate to fix the compensation of the Assistant Secretary at not to exceed $11,826 per annum.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation for the Assistant Secretary of the Senate to $39,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–371 effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation of the Assistant Secretary of the Senate under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61a–4. Repealed. Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 531.

Section, Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 340; Pub. L. 91–382, § 101, Aug. 18, 1970, 84 Stat. 807, provided for the appointment of a Comptroller of the Senate and a Secretary to the Comptroller of the Senate.

EFFECTIVE DATE OF REPEAL

Section 101 of Pub. L. 93–145 provided in part that the repeal by Pub. L. 93–145 is effective July 1, 1973.

§ 61a–4a. Same; authority to appoint an auditor in lieu of a secretary; compensation

CODIFICATION

Section, Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 433, authorized the Comptroller of the Senate to appoint and fix the compensation of an auditor in lieu of a secretary. Section is omitted as obsolete in view of the repeal of section 61a–4 of this title which authorized the appointment of a Comptroller of the Senate by the President pro tempore of the Senate and the appointment by the Comptroller of the Senate of a secretary, and the repeal of section 61a–5 of this title which set out the duties of the Comptroller of the Senate, one of which was to appoint a secretary.

§ 61a–5. Repealed. Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 531.

Section, Pub. L. 91–382, § 101, Aug. 18, 1970, 84 Stat. 807, set out the duties to be performed by the Comptroller of the Senate.

EFFECTIVE DATE OF REPEAL

Section 101 of Pub. L. 93–145 provided in part that the repeal by Pub. L. 93–145 is effective July 1, 1973.

§§ 61a–6 to 61a–8. Omitted.

Sections have been omitted for lack of general application. Sections were taken from the Legislative Branch Appropriation Act, 1971, the Legislative Branch Appropriation Act, 1972, and the Supplemental Appropriation Act, 1973, respectively, and provided for the appointment and compensation of specified employees of the Senate by the Secretary of the Senate.

Section 61a–6, Pub. L. 91–382, § 101, Aug. 18, 1970, 84 Stat. 808, was effective Aug. 1, 1970.

Section 61a–7, Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 125, was effective July 1, 1971.

Section 61a–8, Pub. L. 92–607, ch. V, § 500, Oct. 31, 1972, 86 Stat. 1504, was effective Nov. 1, 1972.

§ 61a–9. Advancement by Secretary of the Senate of travel funds to employees under his jurisdiction for Federal Election Campaign Act travel expenses.

The Secretary of the Senate is hereafter authorized to advance, in his discretion, to any designated employee under his jurisdiction, such sums as may be necessary, not exceedng $1,500, to defray official travel expenses in assisting the Secretary in carrying out his duties under the Federal Election Campaign Act of 1971. Any such employee shall, as soon as practicable, furnish to the Secretary a detailed voucher for such expenses incurred and make settlement with respect to any amount so advanced. (Pub. L. 92–607, ch. V, § 504, Oct. 31, 1972, 86 Stat. 1505.)

REFERENCES IN TEXT

The Federal Election Campaign Act of 1971, referred to in text, is Pub. L. 92–225. For classification of Pub. L. 92–225 in the Code, see Short Title note under section 431 of this title.

§ 61a–9a. Travel expenses of Secretary of the Senate; advancement of travel funds to designated employees.

For the purpose of carrying out his duties, the Secretary of the Senate is authorized to incur official travel expenses but such expenditures shall not exceed $5,000 during any fiscal year. The Secretary of the Senate is authorized to advance, in his discretion, to any designated employee under his jurisdiction, such sums as may be necessary, not exceeding $1,000, to defray official travel expenses in assisting the Secretary in carrying out his duties. Any such employee shall, as soon as practicable, furnish to the Secretary a detailed voucher for such expenses incurred and make settlement with respect to any amount so advanced. Payments to carry out the provisions of this section shall be made from funds included in the appropriation "Miscellaneous Items" under the heading "Contingent Expenses of the Senate" upon vouchers approved by the Secretary of the Senate. (Pub. L. 94–59, title I, § 101, July 25, 1975, 89 Stat. 273.)

§ 61a–10. Appointment of public records office personnel by Secretary of the Senate: superintendent, clerk, chief auditor, assistant superintendent, secretary and technical assistants; compensation of personnel.

Section, Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 528, is from the Legislative Branch Appropriation Act, 1974, and provided for the appointment and compensation of specified employees of the Senate by the Secretary of the Senate, effective July 1, 1973. It has been omitted for lack of general application.

§ 61b. Compensation of Parliamentarian of the Senate.

The Parliamentarian of the Senate may be paid at a maximum annual rate of compensation not to exceed $39,000. (As amended Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$39,000" for "$37,620".

1974—Pub. L. 93–371 substituted provisions authorizing a maximum annual rate of compensation not to exceed $37,620 for the Parliamentarian, for provisions authorizing a gross annual compensation of $15,500.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation for the Parliamentarian to $39,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–371 effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation of the parliamentarian and assistant parliamentarian of the Senate under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61b–1. Appointment and compensation of second assistant parliamentarian.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61b–1a. Appointment and compensation of third assistant parliamentarian.

Effective July 1, 1972, the Secretary of the Senate may appoint and fix the compensation of a third assistant parliamentarian at not to exceed $19,684 per annum. (Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 433.)

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61b–2. Appointment and compensation of Curator of Art and Antiquities.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61c. Compensation of employees of the office of Secretary of the Senate.

Effective July 1, 1975, the Secretary may appoint and fix the compensation of a clerk, legislative information, at not to exceed $18,120 per annum and five clerks, stationery room, at not to exceed $12,382 per annum each in lieu of four clerks, stationery room, at not to exceed $12,382 per annum each; and the Secretary may fix the per annum compensation of the editor, digest, at not to exceed $33,522 per annum in lieu of $28,992 per annum; a clerk, digest, at not to exceed $14,194 per annum in lieu of $11,778 per annum; a bill clerk at not to exceed $18,120 per annum in lieu of $15,402 per annum; an assistant

bill clerk at not to exceed $12,080 per annum in lieu of $10,872 per annum; an assistant journal clerk at not to exceed $18,120 per annum in lieu of $15,402 per annum; a special assistant at not to exceed $15,402 per annum in lieu of $14,194 per annum; a deputy special assistant at not to exceed $14,194 per annum in lieu of $12,080 per annum; seven clerks at not to exceed $11,778 per annum each in lieu of $10,268 per annum each; a delivery clerk (office of the printing clerk) at not to exceed $10,872 per annum in lieu of $10,268 per annum; an assistant messenger at not to exceed $10,268 per annum in lieu of $9,966 per annum; an assistant messenger at not to exceed $9,966 per annum in lieu of $8,758 per annum; an assistant messenger at not to exceed $9,966 per annum in lieu of $7,852 per annum; and a chief reporter of debates at not to exceed $36,089 per annum in lieu of $36,000 per annum: *Provided further,* That the position of chief elections investigator at not to exceed $28,690 per annum is hereby abolished. (Pub. L. 94–59, title I, § 100, July 25, 1975, 89 Stat. 270.)

PRIOR PROVISIONS

A prior section 61c, acts Aug. 5, 1955, ch. 568, § 1, 69 Stat 499; June 27, 1956, ch. 453, § 101, 70 Stat. 356; Aug. 21, 1959, Pub. L. 86–176, § 101, 73 Stat. 398; Aug. 10, 1961, Pub. L. 87–130, § 101, 75 Stat. 320, set the basic annual compensation of certain positions in the office of the Secretary of the Senate.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61c–1. Adjustment of rate of compensation by Secretary of the Senate.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61c–2. Compensation of Assistants to the Majority and the Minority in the Office of Secretary of the Senate.

The Assistant to the Majority of the Senate and the Assistant to the Minority of the Senate in the Office of the Secretary of the Senate may each be paid a maximum annual rate of compensation not to exceed $36,500. (Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

EFFECTIVE DATE

Section 105 of Pub. L. 94–59 provided in part that this section is effective July 1, 1975.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61d. Compensation of the Chaplain of the Senate.

Effective July 1, 1973, the compensation of the Chaplain of the Senate shall be $15,232 per annum. (Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 528.)

PRIOR PROVISIONS

Acts Aug. 5, 1955, ch. 568, § 1, 69 Stat. 499; July 12, 1960, Pub. L. 86–628, § 101, 74 Stat. 446; Aug. 14, 1964, Pub. L. 88–426, title II, § 203(h), 78 Stat. 415; Dec. 12, 1969, Pub. L. 91–145, § 101, 83 Stat. 340; Aug. 18, 1970, Pub. L. 91–382, § 101, 84 Stat. 808, made provision for the appointment of a Secretary to the Chaplain of the Senate and prescribed the compensation of the Chaplain of the Senate and the Secretary to the Chaplain of the Senate.

INCREASES IN COMPENSATION IN ACCORDANCE WITH OCT. 4, 1973 ORDER OF THE PRESIDENT PRO TEMPORE OF THE SENATE

Section 101 of Pub. L. 93–145 provided in part that the rate of compensation of the Chaplain of the Senate established by Pub. L. 93–145 which, eff. July 1, 1973, set the compensation of the Chaplain of the Senate at $15,232 per annum, is increased, eff. Oct. 1, 1973, in accordance with the Order of the President pro tempore of the Senate of Oct. 4, 1973 set out as a note under section 60a–1 of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61d–1. Compensation of the Secretary to the Chaplain of the Senate.

Effective July 1, 1974, the Chaplain may fix the per annum compensation of the Secretary to the Chaplain of the Senate at not to exceed $12,540 per annum. (Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 424.)

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61e. Compensation of Sergeant at Arms of the Senate.

The Sergeant at Arms of the Senate shall be paid at an annual rate of compensation of $40,000. (As amended Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429; Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "an annual rate of compensation of $40,000" for "a rate of $38,760 per annum".

1974—Pub. L. 93–371 substituted provisions authorizing the Sergeant at Arms to be paid at an annual rate of compensation of $38,760, for provisions setting forth the compensation of the Sergeant at Arms at the rate of $27,500 per annum.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation of the Sergeant at Arms to $40,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–371 effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President pro tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation of the Sergeant at Arms of the Senate under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61f. Compensation of employees of the office of Sergeant at Arms and Doorkeeper of the Senate.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§ 61f–1. Employment of additional personnel by Sergeant at Arms of the Senate.

INCREASES IN COMPENSATION

Increases in compensation of employees under the jurisdiction of the Sergeant at Arms of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–1 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under that section.

§§ 61f–2 to 61f–6. Omitted.

Sections have been omitted for lack of general application. Sections were taken from the Legislative Branch Appropriation Act, 1972, the Supplemental Appropriation Act, 1972, the Supplemental Appropriation Act, 1973, the Legislative Branch Appropriation Act, 1974, and the Supplemental Appropriation Act, 1974, respectively, and provided for the appointment and compensation of specified employees of the Senate by the Sergeant at Arms of the Senate.

Section 61f–2, Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 127, was effective July 1, 1971.

Section 61f–3, Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 634, was effective Jan. 1, 1972.

Section 61f–4, Pub. L. 92–607, ch. V, § 500, Oct. 31, 1972, 86 Stat. 1504, was effective Nov. 1, 1972.

Section 61f–5, Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 529, was effective July 1, 1973.

Section 61f–6, Pub. L. 93–245, ch. VI, § 601, Jan. 3, 1974, 87 Stat. 1078, was effective Dec. 1, 1973.

§ 61g. Compensation of Secretaries for the Senate Majority and Minority.

The Secretary for the Majority of the Senate (other than the incumbent holding office on July 1, 1975) and the Secretary for the Minority of the Senate shall each be paid at an annual rate of compensation of $39,500. The Secretary for the Majority of the Senate (as long as that position is occupied by such incumbent) may be paid at a maximum annual rate of compensation not to exceed $39,500. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 increased the annual rate of compensation of both the Secretary for the Majority of the Senate and the Secretary for the Minority of the Senate from $38,190 to $39,500 and substituted provisions excepting the incumbent Secretary for the Majority holding office on July 1, 1975, from the mandatory payment of the $39,500 rate but authorizing payment to him as long as he occupies that position at a maximum annual rate of compensation not to exceed $39,500 for provisions excepting the Secretary for the Majority holding office on June 15, 1974, from the mandatory payment of the $38,190 rate but authorizing payment to him as long as he occupied that position at a maximum annual rate of compensation not to exceed $38,190.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation to $39,500 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

PRIOR PROVISIONS

Acts Aug. 5, 1955, ch. 568, § 1, 69 Stat. 502; June 27, 1956, ch. 453, § 101, 70 Stat. 357, prescribed the gross annual compensation of the Secretary for the Majority of the Senate and the Secretary for the Minority of the Senate.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61g–1. Gross compensation of Secretary for Senate Majority.

CODIFICATION

Section, Pub. L. 89–691, title IV, § 404, Oct. 15, 1966, 80 Stat. 1024, which authorized, effective Oct. 1, 1966, the Majority Leader of the Senate to fix the gross compensation of the Secretary for the Majority at not to exceed $25,611.05 per annum so long as the position is held by the present incumbent, has been omitted as superseded by section 61g of this title.

§ 61g–3. Appointment and compensation of assistants for Secretaries for Majority and Minority during emergencies.

Effective July 1, 1975, and each fiscal year thereafter, the Secretaries for the Majority and Minority may each appoint and fix the compensation of an assistant during emergencies at rates of compensation not exceeding, in the aggregate at any time, $20,234 per annum, for not more than six months in each fiscal year. (Pub. L. 94–59, title I, § 100, July 25, 1975, 89 Stat. 272.)

INCREASES IN COMPENSATION.

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61h. Compensation of Assistant Secretary for the Majority of the Senate and Assistant Secretary for the Minority of the Senate.

The Assistant Secretary for the Majority of the Senate and the Assistant Secretary for the Minority of the Senate may each be paid at a maximum annual rate of compensation not to exceed $37,500. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$37,500" for "$36,765."

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation of the Assistant

Secretaries for the Majority and Minority of the Senate to $37,500 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

PRIOR PROVISIONS

Acts Aug. 5, 1955, ch. 568, § 1, 69 Stat. 502; June 27, 1956, ch. 453, § 101, 70 Stat. 357; Aug. 21, 1959, Pub. L. 86–176, § 101, 73 Stat. 399; Aug. 10, 1961, Pub. L. 87–130, § 101, 75 Stat. 321; July 27, 1965, Pub. L. 89–90, § 101, 79 Stat. 266, authorized the basic per annum compensation of the Assistant Secretary for the Majority of the Senate and the Assistant Secretary for the Minority of the Senate to be fixed by the respective Secretaries.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION.

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61h–1. Compensation of Administrative Assistant in Office of Majority Leader of the Senate and Office of Minority Leader of the Senate.

The Administrative Assistant in the Office of the Majority Leader of the Senate and the Administrative Assistant in the Office of the Minority Leader of the Senate may each be paid at a maximum annual rate of compensation not to exceed $38,000. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$38,000" for "$36,765".

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation of the Administrative Assistant in the Office of the Majority Leader of the Senate and of the Administrative Assistant in the Office of the Minority Leader of the Senate to $38,000 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

PRIOR PROVISIONS

Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 339, authorized the majority and minority leaders of the Senate to each appoint and fix the compensation of an administrative assistant, a legisaltive assistant, an executive secretary, and a clerical assistant in lieu of the positions heretofore authorized by Senate Resolution 158, agreed to December 9, 1941, Pub. L. 86–30, approved May 20, 1959, and Senate Resolution 240, agreed to January 24, 1952.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61h–2. Compensation of Legislative Assistants in Offices of Majority Leader and Minority Leader of Senate.

The Legislative Assistant in the Office of the Majority Leader of the Senate and the Legislative Assistant in the Office of the Minority Leader of the Senate may each be paid a maximum annual rate of compensation not to exceed $36,500. (Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

EFFECTIVE DATE

Section 105 of Pub. L. 94–59 provided in part that this section is effective July 1, 1975.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61h–3. Executive Secretaries and Clerical Assistants in Offices of Majority and Minority Leaders of the Senate; authority to appoint; compensation.

Effective July 1, 1975, the Majority and Minority Leaders may each appoint and fix the compensation of an executive secretary at not to exceed $24,160 per annum in lieu of $20,838 per annum and a clerical assistant at not to exceed $20,838 per annum in lieu of $17,818 per annum. (Pub. L. 94–59, title I, § 100, July 25, 1975, 89 Stat. 269.)

§ 61j. Compensation of Administrative Assistant in Office of Majority Whip of the Senate and Office of Minority Whip of the Senate.

The Administrative Assistant in the Office of the Majority Whip of the Senate and the Administrative Assistant in the Office of the Minority Whip of the Senate, may each be paid at a maximum annual rate of compensation not to exceed $37,000. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$37,000" for "$35,625."

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation of the Administrative Assistants in the Offices of the Majority and Minority Whips of the Senate to $37,000 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

PRIOR PROVISIONS

Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 339, authorized the majority and minority whips of the Senate to each appoint and fix the compensation of an administrative assistant and an executive secretary.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Fed-

eral Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 61j–1. Legislative Assistants in Offices of Majority and Minority Whips of the Senate; authority to appoint; compensation.

Effective July 1, 1975, the Majority and Minority Whips may each appoint and fix the compensation of a legislative assistant at not to exceed $34,881 per annum. (Pub. L. 94–59, title I, § 100, July 25, 1975, 89 Stat. 270.)

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 63a. Compensation of Doorkeeper of the Senate.

The Doorkeeper of the Senate shall be paid at an annual rate of compensation of $40,000. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$40,000" for "$38,760".

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the Doorkeeper's rate of compensation to $40,000 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 64–1. Employees of Senate Disbursing Office; designation by Secretary of the Senate to administer oaths and affirmations.

The Secretary of the Senate is on and after November 1, 1973, authorized to designate, in writing, employees of the Disbursing Office of the Senate to administer oaths and affirmations, with respect to matters relating to that Office, authorized or required by law or rules or orders of the Senate (including the oath of office required by section 3331 of Title 5). During any period in which he is so designated, any such employee may administer such oaths and affirmations. (Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 532.)

§ 64a. Death, resignation, or disability of Secretary of Senate; Financial Clerk deemed successor as disbursing officer.

In the event of the death, resignation, or disability of the Secretary of the Senate, the Financial Clerk of the Senate shall be deemed his successor as a disbursing officer and he shall serve as such disbursing officer until the end of the quarterly period during which a new Secretary shall have been elected and qualified, or such disability shall have been ended. (As amended June 6, 1972, Pub. L. 92–310, title II, § 220(g), 86 Stat. 204.)

AMENDMENTS

1972—Pub. L. 92–310 eliminated provisions which related to the bond of the Financial Clerk.

CERTIFICATION OF DISABILITY

Secretary of the Senate to be considered as disabled for purposes of this section only during such period of time as the Majority and Minority Leaders and the President pro tempore of the Senate certify jointly to the Senate that he is unable to perform his duties, see section 65b of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 64b of this title

§ 64a–1. Compenstaion of Financial Clerk of the Senate.

The Financial Clerk of the Senate may be paid at a maximum annual rate of compensation not to exceed $39,000. (Pub. L. 93–371, § 101(4), Aug. 13, 1974, 88 Stat. 429, amended Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275.)

AMENDMENTS

1975—Pub. L. 94–59 substituted "$39,000" for "$37,620".

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation for the Financial Clerk to $39,000 is effective July 1, 1975.

EFFECTIVE DATE

Section effective July 1, 1974, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of thet President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 64b. Same; Assistant Secretary of the Senate to act as Secretary in all matters except those of disbursing officer; written designation of absent status.

In the event of the death, resignation, or disability of the Secretary of the Senate, the Assistant Secretary of the Senate shall act as Secretary in carrying out the duties and responsibilities of that office in all matters, except those matters relating to the Secretary's duties as disbursing officer of the Senate, until

such time as a new Secretary shall have been elected and qualified or such disability shall have been ended. For purposes of this section and section 64a of this title, the Secretary of the Senate shall be considered as disabled only during such period of time as the Majority and Minority Leaders and the President pro tempore of the Senate certify jointly to the Senate that the Secretary is unable to perform his duties. In the event that the Secretary of the Senate is absent or is to be absent for reasons other than disability (as provided in this paragraph), and makes a written designation that he is or will be so absent, the Assistant Secretary shall act during such absence as the Secretary in carrying out the duties and responsibilities of the office in all matters, except those matters relating to the Secretary's duties as such disbursing officer. The designation may be revoked in writing at any time by the Secretary, and is revoked whenever the Secretary making the designation dies, resigns, or is considered disabled in accordance with this paragraph. (Pub. L. 92–184, ch. IV, § 401, Dec. 15, 1971, 85 Stat. 635, amended Pub. L. 93–371, § 101(1), Aug. 13, 1974, 88 Stat. 427.)

AMENDMENTS

1974—Pub. L. 93–371 added provisions relating to the absence of the Secretary of the Senate for reasons other than disability and the written designation of such absent status.

§ 65. Repealed. Pub. L. 92–310, title II, § 220(a), (c), June 6, 1972, 86 Stat. 204.

Section, R.S. §§ 57, 59; act Mar. 2, 1895, ch. 177, § 5, 25 Stat. 807, required the Secretary of the Senate to give a bond in the sum of $20,000.

§ 66. Repealed. Pub. L. 93–344, title V, § 505(1), July 12, 1974, 88 Stat. 322.

Section, act June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1022, directed that the fiscal year for the adjustment of accounts of the Secretary of the Senate for compensation and mileage of Senators extend from July 1 to June 30.

EFFECTIVE DATE OF REPEAL

Repeal effective July 12, 1974, see section 905 of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

§ 68. Payments from contingent fund of Senate.

No payment shall be made from the contingent fund of the Senate unless sanctioned by the Committee on Rules and Administration of the Senate. Payments made upon vouchers or abstracts of disbursements of salaries approved by said Committee shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and officers of the Government: *Provided*, That no payment shall be made from said contingent fund as additional salary or compensation to any officer or employee of the Senate. (As amended Dec. 27, 1974, Pub. L. 93–554, title I, ch. III, § 101, 88 Stat. 1776.)

AMENDMENTS

1974—Pub. L. 93–554 added provision relating to applicability to payments made upon abstracts of disbursements of salaries.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 101 of Pub. L. 93–554 provided in part that amendment by Pub. L. 93–554 is effective Jan. 1, 1975.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 601 of this title.

§ 68–1. Same; designation of Committee employee to approve vouchers on behalf of Committee.

The Committee on Rules and Administration may authorize its chairman to designate one committee employee to approve in his behalf, all vouchers making payments from the contingent fund of the Senate, such approval to be deemed and held to be approval by the Committee on Rules and Administration for all intents and purposes. (Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 529.)

§ 68b. Same; per diem and subsistence expenses.

No part of the appropriations made under the heading "Contingent Expenses of the Senate" on and after June 27, 1956 may be expended for per diem and subsistence expenses (as defined in section 5701 of Title 5) at rates in excess of $35 per day; except that (1) higher rates may be established by the Committee on Rules and Administration for travel beyond the limits of the continental United States, and (2) in accordance with regulations prescribed by the Committee on Rules and Administration of the Senate, reimbursement for such expenses may be made on an actual expense basis of not to exceed $50 per day in the case of travel within the continental limits of the United States. (As amended May 19, 1975, Pub. L. 94–22, § 8, 89 Stat. 86.)

CODIFICATION

The words "section 5701 of Title 5" were substituted for "the Travel Expense Act of 1949" on authority of section 7(b) of Pub. L. 89–554, Sept. 6, 1966, 80 Stat. 631, section 1 of which enacted Title 5, Government Organization and Employees.

AMENDMENTS

1975—Pub. L. 94–22 substituted "$35" and "$50" for "$25" and "$40", respectively.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 58 of this title.

§ 72a. Committee staffs.

* * * * *

(g) Appointments when no vacancy exists; payment from contingent fund of the Senate.

In any case in which a request for the appointment of a minority staff member under subsection (a) or subsection (c) of this section is made at any time when no vacancy exists to which the appointment requested may be made—

(1) the person appointed pursuant to such a request under subsection (a) of this section may serve in addition to any other professional staff members authorized by such subsection and may be paid from the contingent fund of the Senate until such time as such a vacancy occurs, at which time such person shall be considered to have been appointed to such vacancy; and

(2) the person appointed pursuant to such a request under subsection (c) of this section may serve in addition to any other clerical staff members authorized by such subsection and may be paid, until otherwise provided, from the contingent fund of the Senate.

* * * * *

(j) Specialized training for professional staffs of Senate and House standing committees, Senate Appropriations Committee, Senate Majority and Minority Policy Committees, and joint committees whose funding is disbursed by the Secretary of the Senate or the Clerk of the House; assistance: pay, tuition, etc. while training; continued employment agreement; service credit: retirement, life insurance and health insurance.

(1) Each standing committee of the Senate or House of Representatives is authorized, with the approval of the Committee on Rules and Administration in the case of standing committees of the Senate, and the Committee on House Administration in the case of standing committees of the House of Representatives, and within the limits of funds made available from the contingent funds of the respective Houses pursuant to resolutions, which shall specify the maximum amounts which may be used for such purpose, approved by such respective Houses, to provide assistance for members of its professional staff in obtaining specialized training, whenever that committee determines that such training will aid the committee in the discharge of its responsibilities. Any joint committee of the Congress whose expenses are paid out of funds disbursed by the Secretary of the Senate or by the Clerk of the House, the Committee on Appropriations of the Senate, and the Majority Policy Committee and Minority Policy Committee of the Senate are each authorized to expend, for the purpose of providing assistance in accordance with paragraphs (2), (3), and (4) of this subsection for members of its staff in obtaining such training, any part of amounts appropriated to that committee.

* * * * *

(As amended Oct. 11, 1971, Pub. L. 92–136, § 5, 85 Stat. 378.)

AMENDMENTS

1971—Subsec. (g). Pub. L. 92–136, § 5(a), permitted a clerical staff member, appointed at the request of the minority when no vacancy exists on the permanent staff, to continue to serve, in addition to any other clerical staff members authorized, and until otherwise provided, to continue to be paid from the contingent fund of the Senate, thereby eliminating the requirement, in the case of a clerical staff member, that this status continue until such time as a vacancy occurs, at which time such person is considered to be appointed to such vacancy.

Subsec. (j)(1). Pub. L. 92–136, § 5(b), authorized the same training opportunities for professional staff members of the Senate Appropriations Committee, the Senate Majority and Minority Policy Committees and joint committees whose expenses are paid out of funds disbursed by the Secretary of the Senate or the Clerk of the House, as are afforded to professional staff members of standing committees.

EFFECTIVE DATE OF 1971 AMENDMENT

Amendment by Pub. L. 92–136 effective as of noon on Jan. 3, 1971, see section 9(a) of Pub. L. 92–136, set out as a note under section 190d of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate and House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see sections 60a–1 and 60a–2 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 442 of this title.

§ 72a–1b. Approval of employment and compensation of committee employees by standing committees of the House.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see section 60a–2 of this title.

§ 72a–1c. Authority of Senator to hire staff assistance in connection with his committee membership.

(a) Grant of authority.

Pursuant to section 2 of Senate Resolution 60, 94th Congress, agreed to June 12, 1975, and subject to the requirements of this section, each Senator serving on a committe is authorized to hire staff for the purpose of assisting him in connection with his membership on one or more committees on which he serves as follows:

(1) A Senator serving on one or more standing committees named in paragraph 2 of Rule XXV of the Standing Rules of the Senate shall receive, for each such committee as he designates, up to a maximum of two such committees, an amount equal to the amount referred to in section 61–1(e)(1) of this title, as amended and modified.

(2) A Senator serving on one or more standing committees named in paragraph 3 of Rule XXV of the Standing Rules of the Senate or, in the case of a Senator serving on more than two committees named in paragraph 2 of that Rule but on none of the committees named in paragraph 3 of that Rule; select and special committees of the Senate; and joint committees of the Congress shall receive for one of such committees which he designates, an amount equal to the amount referred to in section 61–1(e)(1) of this title, as amended and modified.

(b) Reduction of amounts.

(1) Each of the amounts referred to in subsection (a)(1) of this section shall be reduced, in the case of a Senator who is—

(A) the chairman or ranking minority member of any of the two committees designated by the Senator under subsection (a)(1) of this section;

(B) the chairman or ranking minority member of any subcommittee of either of such committees that receives funding to employ staff assistance separately from the funding authority for staff of the committee; or

(C) authorized by the committee, a subcommittee thereof, or the chairman of the committee or subcommittee, as appropriate, to recommend or approve the appointment to the staff of such committee or subcommittee of one or more individuals for the purpose of assisting such Senator in his duties as a member of such committee or subcommittee,

by an amount equal to the aggregate annual gross rates of compensation of all staff employees of that committee or subcommittee (i) whose appointment is made, approved, or recommended and (ii) whose continued employment is not disapproved by such Senator if such employees are employed for the purpose of assisting such Senator in his duties as chairman, ranking minority member, or member of such

committee or subcommittee thereof as the case may be, or to the amount referred to in section 61–1(e)(1) of this title, whichever is less.

(2) The amount referred to in subsection (a)(2) of this section shall be reduced in the case of any Senator by an amount equal to the aggregate annual gross rates of compensation of all staff employees (i) whose appointment to the staff of any committee referred to in subsection (a)(2) of this section, or subcommittee thereof, is made, approved, or recommended and (ii) whose continued employment is not disapproved by such Senator if such employees are employed for the purpose of assisting such Senator in his duties as chairman, ranking minority member, or member of such committee or subcommittee thereof as the case may be, or an amount equal to the amount referred to in section 61–1(e)(1) of this title, whichever is less.

(c) Designation and certification of appointed employees; professional staff privileges.

An employee appointed under this section shall be designated as such and certified by the Senator who appoints him to the chairmen and ranking minority members of the appropriate committee or committees as designated by such Senator and shall be accorded all privileges of a professional staff member (whether permanent or investigatory) of such committee or committees including access to all committee sessions and files, except that any such committee may restrict access to its sessions to one staff member per Senator at a time and require, if classified material is being handled or discussed, that any staff member possess the appropriate security clearance before being allowed access to such material or to discussion of it.

(d) Compensation.

An employee appointed under this section shall not receive compensation in excess of that provided for an employee under section 61–1(e)(1) of this title, as amended and modified.

(e) Maximum aggregate payments of gross compensation.

The aggregate of payments of gross compensation made to employees under this section during each fiscal year shall not exceed at any time during such fiscal year one-twelfth of the total amount to which the Senator is entitled under this section (after application of the reductions required under subsection (b) of this section) multiplied by the number of months (counting a fraction of a month as a month) elapsing from the first month in that fiscal year in which the Senator holds the office of Senator through the end of the current month for which the payment of gross compensation is to be made. In any fiscal year in which a Senator does not hold the office of Senator at least part of each month of that year, the aggregate amount available for gross compensation of employees under this section shall be the total amount to which the Senator is entitled under this section (after application of the reductions required under subsection (b) of this section) divided by 12, and multiplied by the number of months the Senator holds such office during that fiscal year, counting any fraction of a month as a full month.

(f) Effective date.

This section is effective on and after July 1, 1975. (Pub. L. 94–59, title I, § 108, July 25, 1975, 89 Stat. 276.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 58 of this title.

§ 72a–2. Basic compensation of employees of House and Senate press, periodical, and radio galleries; appointment authorization.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate and House of Representatives under authority of the Federal Salary Act of 1967 (Pub. L. 90–206) and the Federal Pay Comparability Act of 1970 (Pub. L. 91–656) see sections 60a–1 and 60a–2 of this title, and Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 74a–2. Same; equality with Legislative Counsel of House of Representatives.

CROSS REFERENCES

Compensation of Legislative Counsel of House of Representatives, see section 282b of this title.

§ 75. Repealed. Pub. L. 92–310, title II, § 220(b), (c), June 6, 1972, 86 Stat. 204.

Section, R.S. §§ 58, 59; act Mar. 2, 1895, ch. 177, § 5, 28 Stat. 807, required the Clerk of the House of Representatives to give a bond in the sum of $20,000.

§ 75a. Death, resignation, etc., of Clerk of House; accounts and payments; liability of Clerk for acts and defaults of disbursing clerk.

On and after June 8, 1942, in case of the death, resignation, separation from office, or disability of the Clerk of the House of Representatives, the accounts of such Clerk may be continued and payments made in his name by the disbursing clerk of the House of Representatives for a period extending not beyond the quarterly period during which a new Clerk of the House of Representatives shall have been elected and qualified. Such accounts and payments shall be allowed, audited, and settled in the General Accounting Office, and the checks signed in the name of the former Clerk of the House of Representatives shall be honored by the Treasurer of the United States, in the same manner as if such former Clerk had continued in office. The former Clerk or his estate shall not be subject to any legal liability or penalty for the official acts and defaults of such disbursing clerk acting in the name or in the place of such former Clerk under this section, but such disbursing clerk shall be responsible therefor. (As amended June 26, 1972, Pub. L. 92–310, title II, § 220(i), 86 Stat. 205.)

AMENDMENTS

1972—Pub. L. 92–310 eliminated provisions which related to the sureties on the bond of the former clerk, and which required the disbursing clerk to give a bond.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 75a–1 of this title.

§ 80. Same; disbursement of compensation of Members and Delegates.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 81. Repealed. Pub. L. 93–344, title V, § 505(2), July 12, 1974, 88 Stat. 322.

Section, act July 2, 1954, ch. 455, title I, § 101, 68 Stat. 400, directed that the fiscal year for the adjustment of

the accounts of the Sergeant at Arms of the House of Representatives for compensation and mileage of Members, Delegates, and the Resident Commissioner extend from July 1 to June 30.

EFFECTIVE DATE OF REPEAL

Repeal effective July 12, 1974, see section 905 of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

§ 82. Repealed. Pub. L. 92–310, title II, § 220(d), (e), June 6, 1972, 86 Stat. 204.

Section, acts Oct. 1, 1890, ch. 1256, §§ 4, 5, 26 Stat. 645, 646; Mar. 2, 1895, ch. 177 § 5, 28 Stat. 807, required the Sergeant of Arms of the House of Representatives to give a bond in the sum of $50,000.

§ 88a. Education of Congressional and Supreme Court pages; appropriations; attendance at private or parochial schools.

CROSS REFERENCES

Personnel for education of pages, employment and compensation by Board of Education of District of Columbia, see D.C. Code § 31–121.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 40 section 184a.

§§ 88b, 88b–1.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in title 40 section 184a.

§ 92. Payment of appropriations for clerk hire for Members, Delegates, and Resident Commissioners.

STATUTORY NUMBER OF CLERK HIRE; INCREASE BY COMMITTEE ON HOUSE ADMINISTRATION

House Resolution No. 457, 92d Congress [section 57 of this title] authorized the Committee on House Administration to fix and adjust from time to time various allowances of Members, the Resident Commissioner, and the Delegate from the District of Columbia to the House of Representatives, and pursuant to this authority the Committee issued Order No. 16, providing: "That effective this date [Mar. 6, 1975], until otherwise provided by order of the Committee on House Administration, each Member, the Resident Commissioner from Puerto Rico, and the Delegate from the District of Columbia to the House of Representatives shall be entitled to an annual clerk hire allowance for the employment of not to exceed 18 clerks, and the Delegates from Guam and the Virgin Islands to the House of Representatives shall be entitled to an annual clerk hire allowance for the employment of not to exceed 11 clerks."

CROSS REFERENCES

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

Delegates from Guam and Virgin Islands, clerk hire, see section 1715 of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 92b. Pay of clerical assistants as affected by death or resignation of Member of House.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 95. Payments from contingent fund of House of Representatives.

No payment shall be made from the contingent fund of the House of Representatives unless sanctioned by the Committee on House Administration of the House of Representatives. Payments made upon vouchers approved by said Committee shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and officers of the Government: *Provided,* That no payment shall be made from said contingent fund as additional salary or compensation to any officer or employee of the House of Representatives. (As amended Dec. 27, 1974, Pub. L. 93–554, title I, ch. III, § 101, 88 Stat. 1776.)

AMENDMENTS

1974—Pub. L. 93–554 reenacted section substantially without change.

EFFECTIVE DATE OF 1974 AMENDMENT

Section 101 of Pub. L. 93–554 provided in part that amendment by Pub. L. 93–554 is effective Jan. 1, 1975.

§ 112e. Electrical and mechanical office equipment of House Members, officers and committees.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 122. Office space in home districts of House Members and Resident Commissioner.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 122a. Reimbursement of House Members and Resident Commissioner for office expenses outside District of Columbia.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31b–2 of this title.

§ 123b. House and Senate Recording Studio.

* * * * *

(n) Repealed. Pub. L. 92–310, title II, § 220(j), June 6, 1972, 86 Stat. 205.

* * * * *

(As amended June 6, 1972, Pub. L. 92–310, title II, § 220(j), 86 Stat. 205.)

AMENDMENTS

1972—Subsec. (n). Pub. L. 92–310 repealed subsec. (n) which required the Directors of the House and Senate Recording Studios to give bonds in the sum of $20,000 each.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–292 of the District of Columbia Code.

§ 123c. Automatic data processing equipment.

Notwithstanding any other provision of law, the Sergeant at Arms, subject to the approval of the Committee on Rules and Administration, is hereafter authorized to enter into multi-year leases for automatic data processing equipment. (Pub. L. 94–32, title I, § 101, June 12, 1975, 89 Stat. 182.)

CODIFICATION

Section is part of Title I of the Second Supplemental Appropriations Act, 1975. The remainder of Title I is classified to sections 46a, 59(e), 59 note, and 61–1 note of this title, and section 3304 note of Title 26, Internal Revenue Code.

EFFECTIVE DATE

Section 101 of Pub. L. 94–32 provided in part that this section is effective June 12, 1975.

§ 126–1. Same; employment of reporters, clerks and transcribers; compensation.

The Secretary of the Senate may employ one chief reporter of debates at, effective July 1, 1975, not to exceed $36,089 per annum, seven reporters of debates at, effective July 1, 1965, $8,880 basic per annum each, one assistant reporter of debates at, effective January 1, 1968, $17,860 gross per annum, and effective July 1, 1965, two clerks at $4,200 basic per annum each, and six expert transcribers at $3,900 basic per annum each. (As amended Pub. L. 94–59, title I, § 100, July 25, 1975, 89 Stat. 270.)

AMENDMENTS

1975—Pub. L. 94–59 authorized the Secretary to fix the compensation of a chief reporter of debates at not to exceed $36,089 per annum in lieu of $36,000 per annum, effective July 1, 1975.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 127. Repealed. Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 129.

Section, Pub. L. 87–130, § 101, Aug. 10, 1961, 75 Stat. 323; Pub. L. 89–90, § 101, July 27, 1965, 79 Stat. 269; Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 343, provided for reimbursement of transportation expenses of employees in Senator's office, authorizing eight round trips in any fiscal year and two additional mileage payments when office of Senator is from a State having a population of ten million or more inhabitants and requiring voucher certification of travel as being in line of official duty, and is now covered by section 43b of this title.

EFFECTIVE DATE OF REPEAL

Section 101 of Pub. L. 92–51 provided in part for repeal of provisions effective July 1, 1971.

§ 127a. Reimbursement of transportation expenses for employees in office of Member of House of Representatives.

CROSS REFERENCE

Adjustment of allowances by Committee on House Administration, see section 57 of this title.

§ 130c. Waiver by Secretary of the Senate of claims of the United States arising out of erroneous payments to Vice President, Senator, or Senate employee whose pay is disbursed by the Secretary of the Senate.

(a) A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to the Vice President, a Senator, or to an officer or employee whose pay is disbursed by the Secretary of the Senate, the collection of which would be against equity and good conscience and not in the best interests of the United States, may be waived in whole or in part by the Secretary of the Senate, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official. An application for waiver shall be investigated by the Financial Clerk of the Senate who shall submit a written report of his investigation to the Secretary of the Senate. An application for waiver of a claim in an amount aggregating more than $500 shall also be investigated by the Comptroller General of the United States who shall submit a written report of his investigation to the Secretary of the Senate.

(b) The Secretary of the Senate may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud, misrepresentation, fault, or lack of good faith on the part of the Vice President, the Senator, the officer or employee, or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(c) In the audit and settlement of accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(d) An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(e) This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(f) The Secretary of the Senate shall promulgate rules and regulations to carry out the provisions of this section. (Pub. L. 93–359, § 2, July 25, 1974, 88 Stat. 394.)

CROSS REFERENCES

Claims for overpayment of pay or allowances to employees of agencies generally, see section 5584 of Title 5, Government Organization and Employees.

§ 130d. Waiver by Speaker of the House of Representatives of claims of the United States arising out of erroneous payments to officers or employees whose pay is disbursed by the Clerk of the House of Representatives.

(a) A claim of the United States against a person arising out of an erroneous payment of any pay or allowances, other than travel and transportation expenses and allowances, on or after July 25, 1974, to an officer or employee whose pay is disbursed by the Clerk of the House of Representatives, the collection of which would be against equity and good conscience and not in the best interests of the United States, may be waived in whole or in part by the Speaker of the House, if the claim is not the subject of an exception made by the Comptroller General in the account of any accountable officer or official.

(b) An application for waiver of a claim shall be investigated by the Clerk of the House of Representatives who shall submit a written report of his investigation to the Speaker of the House.

(c) The Speaker of the House may not exercise his authority under this section to waive any claim—

(1) if, in his opinion, there exists, in connection with the claim, an indication of fraud, misrepresentation, fault, or lack of good faith on the part of the officer or employee or any other person having an interest in obtaining a waiver of the claim; or

(2) if the application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

(d) In the audit and settlement of the accounts of any accountable officer or official, full credit shall be given for any amounts with respect to which collection by the United States is waived under this section.

(e) An erroneous payment, the collection of which is waived under this section, is deemed a valid payment for all purposes.

(f) This section does not affect any authority under any other law to litigate, settle, compromise, or waive any claim of the United States.

(g) The Speaker of the House shall prescribe rules and regulations to carry out the provisions of this section. (Pub. L. 93–359, § 3, July 25, 1974, 88 Stat. 395.)

CROSS REFERENCES

Claims for overpayment of pay or allowances to employees of agencies generally, see section 5584 of Title 5, Government Organization and Employees.

Chapter 5.—LIBRARY OF CONGRESS

Sec.
142e. Disbursing Officer of the Library of Congress: disbursements for Congressional Budget Office, accountability; financial management support to Congressional Budget Office under agreement of Librarian of Congress and Director of Congressional Budget Office, Congressional Budget Office certifying officers: voucher certifications, accountability, relief by Comptroller General [New].
169. Positions in Library of Congress exempt from citizenship requirement [New].

§ 136. Librarian of Congress; appointment; rules and regulations.

The Librarian of Congress shall be appointed by the President, by and with the advice and consent of the Senate. He shall make rules and regulations for the government of the Library. (As amended June 6, 1972, Pub. L. 92–310, title II, § 220(f), 86 Stat. 204.)

AMENDMENTS

1972—Pub. L. 92–310 eliminated provisions which required the Librarian of Congress to give a bond in the sum of $20,000.

§ 136a. Librarian of Congress; compensation.

The compensation of the Librarian of Congress shall be at an annual rate which is equal to the rate for positions at level IV of the Executive Schedule. (As amended Pub. L. 94–82, title II, § 204(b), Aug. 9, 1975, 89 Stat. 421.)

REFERENCES IN TEXT

Level IV of the Executive Schedule, referred to in text, is set out in section 5315 of Title 5, Government Organization and Employees.

AMENDMENTS

1975—Pub. L. 94–82 substituted provision setting the compensation of the Librarian of Congress at an annual rate equal to the rate for positions at level IV of the Executive Schedule, for provision setting such compensation at the rate of $38,000 per annum.

§ 136a–1. Deputy Librarian of Congress; compensation.

The compensation of the Deputy Librarian of Congress shall be at an annual rate which is equal to the rate for positions at level V of the Executive Schedule. (As amended Pub. L. 94–82, title II, § 204(b), Aug. 9, 1975, 89 Stat. 421.)

REFERENCES IN TEXT

Level V of the Executive Schedule, referred to in text, is set out in section 5316 of Title 5, Government Organization and Employees.

AMENDMENTS

1975—Pub. L. 94–82 substituted provision for compensation of the Deputy Librarian of Congress at an annual rate equal to the rate for positions at level V of the Executive Schedule, for provision for compensation at the rate of $36,000 per annum.

§ 142a. Office of administrative assistant and disbursing officer in Library of Congress abolished; transfer of duties to appointee of Librarian.

From and after June 10, 1928, the office of administrative assistant and disbursing officer of the Library of Congress, created by section 142 of this title, is abolished and thereafter the duties required to be performed by the administrative assistant and disbursing officer shall be performed, under the direction of the Librarian of Congress, by such persons as the Librarian may appoint for those purposes. (As amended June 6, 1972, Pub. L. 92–310, title II, § 220(h), 86 Stat. 205.)

AMENDMENTS

1972—Pub. L. 92–310 eliminated provisions which required the person disbursing the appropriations for the Library of Congress and the Botanic Garden to give a bond in the sum of $30,000.

§ 142b. Certifying officers of the Library of Congress; accountability; relief by Comptroller General.

On and after June 13, 1957, each officer and employee of the Library of Congress, including the Copyright Office, who has been duly authorized in writing by the Librarian of Congress to certify vouchers for payment from appropriations and funds, shall (1) be held responsible for the existence and correctness of the facts recited in the certificate or otherwise stated on the voucher or its supporting papers and for the legality of the proposed payment under the appropriation or fund involved; (2) repealed; (3) be held responsible and accountable for the correctness of the computations of certified vouchers; and (4) be held accountable for and required to make good to the United States the amount of any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate made by him, as well as for any payment prohibited by law or which did not represent a legal obligation under the appropriation or fund involved: *Provided*, That the Comptroller General of the United States may, at his discretion, relieve such certifying officer or employee of liability for any payment otherwise proper whenever he finds (1) that the certification was based on official records and that such certifying officer or employee did not know, and by reasonable diligence and inquiry could not have ascertained, the actual facts, or (2) that the obligation was incurred in good faith, that the payment was not contrary to any statutory provision specifically prohibiting payments of the character involved, and the United States has received value for such payment: *Provided further*, That the Comptroller General shall relieve such certifying officer or employee of liability for an overpayment for transportation services made to any common carrier

covered by section 66 of Title 49, whenever he finds that the overpayment occurred solely because the administrative examination made prior to payment of the transportation bill did not include a verification of transportation rates, freight classifications, or land grant deductions. (As amended Pub. L. 92–310, title II, § 220(k), June 6, 1972, 86 Stat. 205.)

AMENDMENTS

1972—Pub. L. 92-310 eliminated provisions which required officers and employees of the Library who are authorized to certify vouchers for payment to give a bond.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 142d of this title.

§ 142d. Disbursing officer of the Library of Congress; disbursements in accordance with voucher; examination of vouchers; liability.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 142e of this title.

§ 142e. Disbursing Officer of the Library of Congress: disbursements for Congressional Budget Office, accountability; financial management support to Congressional Budget Office under agreement of Librarian of Congress and Director of Congressional Budget Office; Congressional Budget Office certifying officers: voucher certifications, accountability, relief by Comptroller General.

The Disbursing Officer of the Library of Congress is authorized to disburse funds appropriated for the Congressional Budget Office, and the Library of Congress shall provide financial management support to the Congressional Budget Office as may be required and mutually agreed to by the Librarian of Congress and the Director of the Congressional Budget Office.

All vouchers certified for payment by duly authorized certifying officers of the Library of Congress shall be supported with a certification by an officer or employee of the Congressional Budget Office duly authorized in writing by the Director of the Congressional Budget Office to certify payments from appropriations of the Congressional Budget Office. The Congressional Budget Office certifying officers shall (1) be held responsible for the existence and correctness of the facts recited in the certificate or otherwise stated on the voucher or its supporting paper and the legality of the proposed payment under the appropriation or fund involved (2) be held responsible and accountable for the correctness of the computations of certifications made, and (3) be held accountable for and required to make good to the United States the amount of any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate made by him, as well as for any payment prohibited by law which did not represent a legal obligation under the appropriation or fund involved: *Provided*, That the Comptroller General of the United States may, at his discretion, relieve such certifying officer or employee of liability for any payment otherwise proper whenever he finds (1) that the certification was based on official records and that such certifying officer or employee did not know, and by reasonable diligence and inquiry could not have ascertained the actual facts, or (2) that the obligation was incurred in good faith, that the payment was not contrary to any statutory provision specifically prohibiting payments of the character involved, and the United States has received value for such payment: *Provided further*, That the Comptroller General shall relieve such certifying officer or employee of liability for an overpayment for transportation services made to any common carrier covered by section 66 of Title 49, whenever he finds that the overpayment occurred solely because the administrative examination made prior to payment of the transportation bill did not include a verification of transportation rates, freight classifications, or land grant deduction. (Public Law 85–53, paragraph 3, June 13, 1957, 71 Stat. 81.)

The Disbursing Officer of the Library of Congress shall not be held accountable or responsible for any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate, the responsibility for which is imposed upon a certifying officer or employee of the Congressional Budget Office. (Pub. L. 94–157, title I, ch. IV, Dec. 18, 1975, 89 Stat. 835.)

REFERENCES IN TEXT

Public Law 85–53, paragraph 3, June 13, 1957, 71 Stat. 81, referred to at end of second par., is classified to section 142d of this title.

§ 143a. Disbursement of funds.

REPEATED

Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 141, 142; Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 446, 447; Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 545; Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 441; Pub. L. 94–59, title VII, § 703, July 25, 1975, 89 Stat. 295.

§ 166. Congressional Research Service.

* * * * *

(d) Duties of Service; assistance to congressional committees; list of terminating programs and subjects for analysis; legislative data, studies, etc.; information research; digest of bills, preparation; legislation, purpose and effect, and preparation of memoranda; information and research capability, development.

It shall be the duty of the Congressional Research Service, without partisan bias—

(1) upon request, to advise and assist any committee of the Senate or House of Representatives and any joint committee of Congress in the analysis, appraisal, and evaluation of legislative proposals within that committee's jurisdiction, or of recommendations submitted to Congress, by the President or any executive agency, so as to assist the committee in—

(A) determining the advisability of enacting such proposals;

(B) estimating the probable results of such proposals and alternatives thereto; and

(C) evaluating alternative methods for accomplishing those results;

and, by providing such other research and analytical services as the committee considers appropriate for these purposes, otherwise to assist in furnishing a basis for the proper evaluation and determination of legislative proposals and recommendations generally; and in the performance of this duty the Service shall have authority, when so authorized by a committee and acting as the agent of that committee, to request of any department or agency of the United States the production of such

books, records, correspondence, memoranda, papers, and documents as the Service considers necessary, and such department or agency of the United States shall comply with such request; and further, in the performance of this and any other relevant duty, the Service shall maintain continuous liaison with all committees;

(2) to make available to each committee of the Senate and House of Representatives and each joint committee of the two Houses, at the opening of a new Congress, a list of programs and activities being carried out under existing law scheduled to terminate during the current Congress, which are within the jurisdiction of the committee;

* * * * *

CODIFICATION

Subsec. (d) of this section is set out in this supplement to correct typographical error in the main edition.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 5 section 5108.

§ 167. Buildings and grounds; designation of employees as special policemen.

(a) The Librarian of Congress may designate employees of the Library of Congress as special policemen for duty in connection with policing of the Library of Congress buildings and grounds and adjacent streets and shall fix their rates of basic pay as follows:

(1) Private GS–7—step one through five;

(2) Sergeant GS–8—step one through five;

(3) Lieutenant GS–9—step one through five;

(4) Senior Lieutenant GS–10—step one through five; and

(5) Captain GS–11—step one through seven.

(b) The Librarian of Congress may apply the provisions of subchapter V of chapter 55 of Title 5 to members of the special police force of the Library of Congress. (As amended Dec. 5, 1973, Pub. L. 93–175, § 1, 87 Stat. 693.)

REFERENCES IN TEXT

Grades GS–7, GS–8, GS–9, GS–10, GS–11, referred to in subsec. (a), are contained in the General Schedule set out under section 5332 of Title 5, Government Organization and Employees.

AMENDMENTS

1973—Subsec. (a)(1). Pub. L. 93–175 substituted "Private GS–7–step one through five" for "Private—not to exceed the rate for GS–5, Step 5".

Subsec. (a)(2). Pub. L. 93–175 substituted "Sergeant GS–8–step one through five" for "Sergeant—not to exceed the rate for GS–6, Step 5".

Subsec. (a)(3). Pub. L. 93–175 substituted "Lieutenant GS–9–step one through five" for "Lieutenant—not to exceed the rate for GS–7, Step 5".

Subsec. (a)(4). Pub. L. 93–175 substituted "Senior Lieutenant GS–10–step one through five" for "Senior Lieutenant—not to exceed the rate for GS–9, Step 5".

Subsec. (a)(5). Pub. L. 93–175 substituted "Captain GS–11–step one through seven" for "Captain—not to exceed the rate for GS–10, Step 5".

EFFECTIVE DATE OF 1973 AMENDMENT

Section 2 of Pub. L. 93–175 provided that: "The amendment made by this Act [amending this section] shall take effect on the first day of the first pay period which begins on or after the date of enactment of this Act [Dec. 5, 1973]."

§ 167h. Same; jurisdiction of police.

The special police provided for in section 167 of this title shall have the power, within the Library of Congress buildings and grounds and adjacent streets, to enforce and make arrests for violations of any provision of sections 167a to 167e of this title, of any regulation prescribed under section 167f of this title, or of any law of the United States, any law of the District of Columbia, or of any State, or any regulation promulgated pursuant thereto: *Provided*, That the Metropolitan Police force of the District of Columbia are authorized to make arrests within the Library of Congress buildings and grounds for any violations of any such laws or regulations, but such authority shall not be construed as authorizing the Metropolitan Police force, except with the consent or upon the request of the librarian of Congress or his assistants, to enter the Library of Congress buildings to make arrests in response to complaints or to serve warrants or to patrol the Library of Congress buildings or grounds. (Aug. 4, 1950, ch. 561, § 9, 64 Stat. 412, amended Dec. 24, 1973, Pub. L. 93–198, title VII, § 739(g)(9), 87 Stat. 829.)

AMENDMENTS

1973—Pub. L. 93–198 inserted reference to violations of any law of the District of Columbia.

EFFECTIVE DATE OF 1973 AMENDMENT

Section 771 of Pub. L. 93–198 provided in part that the amendment of this section by Pub. L. 93–198 effective on Jan. 2, 1975, if a majority of the registered qualified electors in the District of Columbia voting on the charter issue in the charter referendum accepted the charter set out in Title IV of Pub. L. 93–198, Dec. 24, 1973, 87 Stat. 785. The charter was approved by the voters on May 7, 1974.

§ 167j. Same; area comprising.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 9–146 of the District of Columbia Code.

§ 169. Positions in Library of Congress exempt from citizenship requirement.

Not to exceed fifteen positions in the Library of Congress may be exempt from the provisions of appropriation Acts concerning the employment of aliens during the current fiscal year, but the Librarian shall not make any appointment to any such position until he has ascertained that he cannot secure for such appointments a person in any of the categories specified in such provisions who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress. (Pub. L. 94–59, title VII, § 702, July 25, 1975, 89 Stat. 294.)

SIMILAR PROVISIONS

Section is from the Legislative Branch Appropriation Act, 1975, Pub. L. 94–59. Similar provisions were contained in the following prior appropriations acts:

1974—	Pub. L. 93–371, § 101, Aug. 13, 1974, 88 Stat. 441.
1973—	Pub. L. 93–145, § 101, Nov. 1, 1973, 87 Stat. 547.
1972—	Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 446.
1971—	Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 141.
1970—	Pub. L. 91–382, § 101, Aug. 18, 1970, 84 Stat. 823.
1969—	Pub. L. 91–145, § 101, Dec. 12, 1969, 83 Stat. 357.
1968—	Pub. L. 90–417, § 101, July 23, 1968, 82 Stat. 411.

1967— Pub. L. 90–57, § 101, July 28, 1967, 81 Stat. 140.
1966— Pub. L. 89–545, § 101, Aug. 27, 1966, 80 Stat. 368.
1965— Pub. L. 89–90, § 101, July 27, 1965, 79 Stat. 280.
1964— Pub. L. 88–454, § 101, Aug. 20, 1964, 78 Stat. 548.
1963— Pub. L. 88–248, § 101, Dec. 30, 1963, 77 Stat. 816.
1962— Pub. L. 87–730, § 101, Oct. 2, 1962, 76 Stat. 692.
1961— Pub. L. 87–130, § 101, Aug. 10, 1961, 75 Stat. 333.
1960— Pub. L. 86–628, § 101, July 12, 1960, 74 Stat. 459.
1959— Pub. L. 86–176, § 101, Aug. 21, 1959, 73 Stat. 411.
1958— Pub. L. 85–570, § 101, July 31, 1958, 72 Stat. 452.
1957— Pub. L. 85–75, § 101, July 1, 1957, 71 Stat. 255.
1956— June 27, 1956, ch. 453, § 101, 70 Stat. 368.
1955— Aug. 5, 1955, ch. 568, § 101, 69 Stat. 518.
1954— July 2, 1954, ch. 455, § 101, 68 Stat. 408.
1953— Aug. 1, 1953, ch. 304, § 101, 67 Stat. 330.
1952— July 9, 1952, ch. 598, § 101, 66 Stat. 476.
1951— Oct. 11, 1951, ch. 485, § 101, 65 Stat. 400.
1950— Sept. 6, 1950, ch. 896, § 101, 64 Stat. 606.
1949— June 22, 1949, ch. 235, § 101, 63 Stat. 228.
1948— June 14, 1948, ch. 467, § 101, 62 Stat. 434.
1947— July 17, 1947, ch. 262, § 101, 61 Stat. 374.
1946— July 1, 1946, ch. 530, § 101, 60 Stat. 405.
1945— June 13, 1945, ch. 189, § 101, 59 Stat. 256.
1944— June 26, 1944, ch. 277, § 101, 58 Stat. 351.
1943— June 28, 1943, ch. 173, § 101, 57 Stat. 236.

CROSS REFERENCE

Restriction on employment of aliens generally, see section 699b of Title 31, Money and Finance.

Chapter 6.—CONGRESSIONAL AND COMMITTEE PROCEDURE; INVESTIGATIONS

Sec.
190a–3. Senate Committee on the Budget; open and closed meetings [New].
194a. Request by Congressional committees to officers or employees of Federal departments, agencies, etc., concerned with foreign countries or multilateral organizations for expression of views and opinions [New].
195b. Fees for witnesses requested to appear before Majority Policy Committee or Minority Policy Committee [New].

§ 190a. Committee meetings.

* * * * * *

(g) Expenditure authorization resolution; supplemental authorization resolution; exception.

Each standing committee of the Senate which, in any year beginning on or after January 1, 1971, requires authorization for the expenditure of funds in excess of the amount specified by section 190b(a) of this title shall offer one annual authorization resolution to procure such authorization. Each such annual authorization resolution shall include a specification of the amount of all such funds sought by such committee for expenditure by all subcommittees thereof during that year and the amount so sought for each such subcommittee. The annual authorization resolution of any such committee of the Senate for each year beginning on or after January 1, 1971, shall be offered not later than January 31 of that year, except that, whenever the designation of members of standing committees of the Senate occurs during the first session of any Congress at a date later than January 20, such resolution may be offered by any standing committee of the Senate at any time within thirty days after the date on which a majority of the members of such committee have been designated during that session. After the date on which an annual authorization resolution has been offered by any such committee in any year, or the last date on which such committee pursuant to the preceding sentence may offer such a resolution, whichever date occurs earlier, such committee in any year may procure authorization for the expenditure of funds in excess of the amount specified by section 190b(a) of this title only by offering a supplemental authorization resolution. Each such supplemental authorization resolution shall include a specification of the amount of all supplemental funds sought by that committee for expenditure by all subcommittees thereof under such resolution and the amount so sought for such subcommittee. Each such supplemental authorization resolution shall amend the annual authorization resolution of such committee for that year unless the committee offered no annual authorization resolution for that year, in which case the committee's supplemental authorization resolution shall not be an amendment to any other resolution and any subsequent supplemental authorization resolution of such committee for the same year shall amend the first such resolution offered by the committee for that year. Each such supplemental resolution reported by such committee shall be accompanied by a report to the Senate specifying with particularity the purpose for which such authorization is sought and the reason why such authorization could not have been sought at the time of, or within the period provided for, the submission by such committee of an annual authorization resolution for that year. The minority shall receive fair consideration in the appointment of staff personnel pursuant to any such annual or supplemental resolution. This subsection shall not apply to any resolution requesting funds in addition to the amount specified in such section 190b(a) of this title and which are to be expended only for the same purposes for which such amount may be expended.

* * * * * *

(As amended Oct. 11, 1971, Pub. L. 92–136, § 3 (a), (b), 85 Stat. 377.)

AMENDMENTS

1971—Subsec. (g). Pub. L. 91–136 required supplemental authorization resolution to include a specification of the amount of all supplemental funds sought by a committee for expenditure by all subcommittees thereof under such resolution and the amount sought for each subcommittee, provided that supplemental resolutions be considered amendments to the annual authorization resolution of the committee for a particular year thereby eliminating the requirement for separate resolutions in a single year, substituted provisions requiring each supplemental resolution to be accompanied by a report to the Senate specifying the purpose for which the authorization is sought and the reason why such authorization could not have been sought at the time of, or within the period provided for, the submission of an annual authorization for that year, for provisions requiring such specification in the body of the resolution, and added provision excepting resolutions supplementing routine expenditures authorized by section 190b of this title from the annual funding requirement.

1971 AMENDMENTS DEEMED STANDING RULES OF THE SENATE, SUPERSEDING OTHER INCONSISTENT RULES

Section 3(c) of Pub. L. 92–136 provided that: "The amendments made by subsections (a) and (b) of this

section [amending subsec. (g) of this section] are enacted by the Senate as an exercise of its rulemaking power, and such amendments are deemed a part of the Standing Rules of the Senate, superseding other individual rules of the Senate only to the extent that such amendments are inconsistent with those other individual Senate rules, subject to and with full recognition of the power of the Senate to enact or change any rule of the Senate at any time in its exercise of its constitutional right to determine the rules of its proceedings."

§ 190a–1. Senate committee hearing procedure.

COMMITTEE ON THE BUDGET OF THE SENATE; INAPPLICABILITY OF OPEN HEARINGS REQUIREMENT

Section 102(e) of Pub. L. 93–344, title I, July 12, 1974, 88 Stat. 302, provided in part that section 133A(b) of the Legislative Reorganization Act of 1946 [subsec. (b) of this section] shall not apply to the Committee on the Budget of the Senate.

§ 190a–3. Senate Committee on the Budget; open and closed meetings.

Each meeting of the Committee on the Budget of the Senate, or any subcommittee thereof, including meetings to conduct hearings, shall be open to the public, except that a portion or portions of any such meeting may be closed to the public if the committee or subcommittee, as the case may be, determines by record vote of a majority of the members of the committee or subcommittee present that the matters to be discussed or the testimony to be taken at such portion or portions—

(1) will disclose matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(2) will relate solely to matters of committee staff personnel or internal staff management or procedure;

(3) will tend to charge an individual with crime or misconduct, to disgrace or injure the professional standing of an individual, or otherwise to expose an individual to public contempt or obloquy, or will represent a clearly unwarranted invasion of the privacy of an individual;

(4) will disclose the identity of an informer or law enforcement agent or will disclose any information relating to the investigation or prosecution of a criminal offense that is required to be kept secret in the interests of effective law enforcement; or

(5) will disclose information relating to the trade secrets or financial or commercial information pertaining specifically to a given person if—

(A) an Act of Congress requires the information to be kept confidential by Government officers and employees; or

(B) the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific Government financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person.

(Pub. L. 93–344, title I, § 102(d), July 12, 1974, 88 Stat. 301.)

EFFECTIVE DATE

Section effective July 12, 1974, see section 905 of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

§ 190b. Authority of Senate standing committees and subcommittees; sitting while Senate in session; Committee on Appropriations of the Senate: exception.

* * * * *

(b) Except as otherwise provided in this subsection, no standing committee of the Senate shall sit, without special leave, while the Senate is in session. The prohibition contained in the preceding sentence shall not apply to the Committee on Appropriations or the Committee of the Budget of the Senate. Any other standing committee of the Senate may sit for any purpose while the Senate is in session if consent therefor has been obtained from the majority leader and the minority leader of the Senate. In the event of the absence of either of such leaders, the consent of the absent leader may be given a Senator designated by such leader for that purpose. Notwithstanding the provisions of this subsection, any standing committee of the Senate may sit without special leave for any purpose as authorized by paragraph 7 of rule XXV of the Standing Rules of the Senate. (As amended July 12, 1974, Pub. L. 93–344, title IX, § 903(a), 88 Stat. 331.)

AMENDMENTS

1974—Subsec. (b). Pub. L. 93–344 inserted "or the Committee on the Budget" following "the Committee on Appropriations".

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–344 effective July 12, 1974, see section 905 of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 190a of this title.

§ 190d. Legislative review by standing committees of the Senate and the House of Representatives.

(a) Scope of assistance.

In order to assist the Congress in—

(1) its analysis, appraisal, and evaluation of the application, administration, and execution of the laws enacted by the Congress, and

(2) its formulation, consideration, and enactment of such modifications of or changes in those laws, and of such additional legislation, as may be necessary or appropriate,

each standing committee of the Senate and the House of Representatives shall review and study, on a continuing basis, the application, administration, and execution of those laws, or parts of laws, the subject matter of which is within the jurisdiction of that committee. Such committees may carry out the required analysis, appraisal, and evaluation themselves, or by contract, or may require a Government agency to do so and furnish a report thereon to the Congress. Such committees may rely on such techniques as pilot testing, analysis of costs in comparison with benefits, or provision for evaluation after a defined period of time.

(b) Reports to the Senate and the House of Representatives.

In each odd-numbered year beginning on or after January 1, 1973, each standing committee of the Senate shall submit, not later than March 31, to the Senate, and each standing committee of the House shall submit, not later than January 2, to the House, a report on the activities of that committee under

this section during the Congress ending at noon on January of such year.

(c) Exceptions.

The preceding provisions of this section do not apply to the Committees on Appropriations and the Budget of the Senate and the Committees on Appropriations, the Budget, House Administration, Rules, and Standards of Official Conduct of the House. (As amended Oct. 11, 1971, Pub. L. 92–136, § 1, 85 Stat. 376; July 12, 1974, Pub. L. 93–344, title VII, § 701, title IX, § 903(b), 88 Stat. 325, 331.)

AMENDMENTS

1974—Subsec. (a). Pub. L. 93–344, § 701, authorized the committees to carry out the required analysis, appraisal, and evaluation themselves, or by contract, or to require a Government agency to do so and furnish a report thereon to the Congress, and authorized the committees to rely on such techniques as pilot testing, analysis of costs in comparison with benefits, or provision for evaluation after a defined period of time.

Subsec. (c). Pub. L. 93–344, § 903(b), substituted "Committees on Appropriations and the Budget of the Senate and the Committees on Appropriations, the Budget," for "Committee on Appropriations of the Senate and the Committee on Appropriations,".

1971—Subsec. (a). Pub. L. 92–136 substituted "Congress" for "Senate" in provisions preceding clause (1) and added reference to the House of Representatives in provisions following clause (2).

Subsec. (b). Pub. L. 92–136 substituted "In each odd-numbered year beginning on or after January 1, 1973, each" for "Each" and "March 31, to the Senate, and each standing committee of the House shall submit, not later than January 2, to the House," for "March 31 of each odd-numbered year beginning on and after January 1, 1973, to the Senate".

Subsec. (c). Pub. L. 92–136 added reference to the Committees on Appropriations, House Administration, Rules, and Standards of Official Conduct of the House.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L 93–344 effective July 12, 1974, see section 905 of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

EFFECTIVE DATE OF 1971 AMENDMENT

Section 9(a) of Pub. L. 92–136 provided that: "The amendments made by the first section [amending this section] section 2, and section 5 of this Act [amending subsecs. (g) and (j)(1) of section 72a of this title] shall become effective as of noon on January 3, 1971."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 22 section 1754.

§ 192. Refusal of witnesss to testify or produce papers.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 22 section 2824; title 31 section 571; title 50 App. section 2162.

§§ 193, 194.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in title 22 section 2824; title 31 section 571; title 50 App. section 2162.

§ 194a. Request by Congressional committees to officers or employees of Federal departments, agencies, etc., concerned with foreign countries or multilateral organizations for expression of views and opinions.

Upon the request of a committee of either House of Congress, a joint committee of Congress, or a member of such committee, any officer or employee of the Department of State, the United States Information Agency, the Agency for International Development, the United States Arms Control and Disarmament Agency, or any other department, agency, or independent establishment of the United States Government primarily concerned with matters relating to foreign countries or multilateral organizations may express his views and opinions, and make recommendations he considers appropriate, if the request of the committee or member of the committee relates to a subject which is within the jurisdiction of that committee. (Pub. L. 92–352, title V, § 502, July 13, 1972, 86 Stat. 496, amended Pub. L. 93–126, § 17, Oct. 18, 1973, 87 Stat. 455.)

AMENDMENTS

1973—Pub. L. 93–126 substituted "or employee of" for "appointed by the President, by and with the advice and consent of the Senate, to a position in".

§ 195b. Fees for witnesses requested to appear before Majority Policy Committee or Minority Policy Committee.

Any witness requested to appear before the Majority Policy Committee or the Minority Policy Committee shall be entitled to a witness fee for each full day spent in traveling to and from the place at which he is to appear, and reimbursement of actual and necessary transportation expenses incurred in traveling to and from that place, at rates not to exceed those rates paid witnesses appearing before committees of the Senate. (Pub. L. 93–371, § 101(7), Aug. 13, 1974, 88 Stat. 431.)

Chapter 8.—FEDERAL CORRUPT PRACTICES

§§ 241 to 248. Repealed. Pub. L. 92–225, title IV, § 405, Feb. 7, 1972, 86 Stat. 20.

Sections, act Feb. 28, 1925, ch. 368, title III, §§ 302–308, 43 Stat. 1070–1073, provided for:

Section 241, amended Dec. 23, 1971, Pub. L. 92–220, § 2, 85 Stat. 795, definitions;

Section 242, chairman and treasurer of political committees, duties as to contributions, and accounts and receipts;

Section 243, accounts of contributions received;

Section 244, statements by treasurer filed with Clerk of House of Representatives;

Section 245, statements by others than political committee filed with Clerk of House of Representatives;

Section 246, statements by candidates for Senator, Representative, Delegate, or Resident Commissioner filed with Secretary of Senate and Clerk of House of Representatives;

Section 247, statements: verification, preservation, and inspection; and

Section 248, limitation upon amount of expenditures by candidate.

Such former provisions are now superseded by provisions of this title as follows:

Former Provisions	*Present Provisions*
241(a), (b)	431(a), (b)
241(c)	431(d)
241(d), (e)	431(e)(1), (2), (f)(1), (2)
241(f)	431(h)
241(g), (h)	431(g)
241(i)	431(i)
242(a)	432(a)
242(b)(1)–(4)	432(c)(1)–(4)
242(c)	432(d)
243	432(b)
244(a)	434(a)
244(a)(1), (2)	434(b)(2), (3)
244(a)(3)	See 434(b)(3)
244(a)(4)	434(b)(9)
244(a)(5)	434(b)(11)
244(a)(6)	See 434(b)(11)
244(b)	434(c)
244(c)	See 434(a)
245	435

Former Provisions	*Present Provisions*
246(a)	434(a)
246(a)(1)	See 434(b)(2)
246(a)(2)	See 434(b)(10)
246(a)(3)	Repealed. See T. 18 § 600
246(b)	434(c)
246(c)	Repealed
247(a)	436(a)
247(b)	Repealed
247(c)	438(a)(4), (5)
248(a)	Repealed. See T. 18 § 608
248(b)(1)	Repealed. See T. 18 § 608(a)(1)(B)(C)
248(b)(2)	Repealed
248(c)	Repealed

EFFECTIVE DATE OF REPEAL

Sections repealed effective 60 days after Feb. 7, 1972, see section 406 of Pub. L. 92–225, set out as a note under section 431 of this title.

§§ 252 to 256. Repealed. Pub. L. 92–225, title IV, § 405, Feb. 7, 1972, 86 Stat. 20.

Sections 252 to 255, act Feb. 28, 1925, ch. 368, title III, §§ 314–317, 43 Stat. 1074, provided for general penalties for violations, expenses of election contests, no effect on State laws, and partial invalidity.

Section 256, act Feb. 28, 1925, ch. 368, title III, § 301, 43 Stat. 1070, provided for citation of act Feb. 28, 1925, as the "Federal Corrupt Practices Act."

Such former provisions are now superseded by provisions of this title as follows:

Former Provisions	*Present Provisions*
252(a)	441(a)
252(b)	Repealed
253	Repealed
254	453(a)
255	454
256	431 nt.

EFFECTIVE DATE OF REPEAL

Sections repealed effective 60 days after Feb. 7, 1972, see section 406 of Pub. L. 92–225, set out as a note under section 431 of this title.

Chapter 9.—OFFICE OF LEGISLATIVE COUNSEL

SUBCHAPTER I.—SENATE

§ 271. Creation of Office.

There shall be in the Senate an office to be known as the Office of the Legislative Counsel, and to be under the direction of the Legislative Counsel of the Senate. (Feb. 24, 1919, ch. 18, § 1303(a), (d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353.)

CODIFICATION

As originally enacted, section provided for creation of an office of the legislative counsel to be under the direction of two legislative counsels. In view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title, section has been revised to limit applicability to Senate and creation therein of Office of Legislative Counsel. See section 281 of this title for provisions establishing Office of the Legislative Counsel for the House of Representatives and section 282 of this title for provisions vesting management, etc., in the Legislative Counsel.

§ 272. Appointment of Legislative Counsel; qualifications.

The Legislative Counsel shall be appointed by the President pro tempore of the Senate, without reference to political affiliations and solely on the ground of fitness to perform the duties of the office. (Feb. 24, 1919, ch. 18, § 1303 (a), (d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353; Sept. 20, 1941, ch. 412, title VI, § 602, 55 Stat. 726.)

CODIFICATION

Provisions authorizing appointment of a legislative counsel for the House of Representatives by the Speaker were omitted in view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title. See section 282 of this title for provisions authorizing appointment, etc., of Legislative Counsel of the House.

§ 273. Compensation of Legislative Counsel.

The Legislative Counsel of the Senate shall be paid at an annual rate of compensation of $40,000. (Feb. 24, 1919, ch. 18, § 1303 (d), as added June 2, 1924, ch. 234, § 1101, 43 Stat. 353 and amended June 18, 1940, ch. 396, § 1, 54 Stat. 472; Sept. 20, 1941, ch. 412, title VI, § 602, 55 Stat. 726; Oct. 15, 1949, ch. 695, § 6 (c), 63 Stat. 881; Aug. 5, 1955, ch. 568, §§ 9, 101, 69 Stat. 509, 514; July 1, 1957, Pub. L. 85–75, § 101, 71 Stat. 250; Aug. 14, 1964, Pub. L. 88–426, title II, § 203(g), 78 Stat. 415; Aug. 13, 1974, Pub. L. 93–371, § 101(4), 88 Stat. 429; July 25, 1975, Pub. L. 94–59, title I, § 105, 89 Stat. 275.)

CODIFICATION

Provisions setting forth authority for the allocation of the positions of legislative counsel to the appropriate grade in the compensation schedules of former section 1112 of Title 5 and the setting of rates of compensation thereunder by the President pro tempore of the Senate and the Speaker of the House of Representatives and prescribing the annual rate of compensation of the Legislative Counsel of the House of Representatives as an amount equal to $15,000, increased by an amount which is the same percentage of $15,000 as the percentage set forth in section 4(c) of the Federal Employees Salary Increase Act of 1955 were omitted in view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title. See section 282b(a) of this title for provisions setting forth compensation of Legislative Counsel of House of Representatives.

AMENDMENTS

1975—Pub. L. 94–59 substituted "an annual rate of compensation of $40,000" for "a gross annual compensation of $38,760 per annum" as the rate of compensation of the Legislative Counsel of the Senate.

1974—Pub. L. 93–371 substituted provisions authorizing the Legislative Counsel of the Senate to be paid at an annual rate of compensation of $38,760, for provisions setting forth the gross annual compensation of the Legislative Counsel as $27,500 per annum.

EFFECTIVE DATE OF 1975 AMENDMENT

Section 105 of Pub. L. 94–59 provided in part that the increase in the rate of compensation of the Legislative Counsel of the Senate to $40,000 is effective July 1, 1975.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–371 effective July 1, 1974, see section 101(4) of Pub. L. 39–371, set out as a note under section 61a of this title.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives

of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 274. Assistant Legislative Counsel; clerks and employees; office equipment and supplies.

The Legislative Counsel shall, subject to the approval of the President pro tempore of the Senate, employ and fix the compensation of such Assistant Counsel, clerks, and other employees, and purchase such furniture, office equipment, books, stationery, and other supplies, as may be necessary for the proper performance of the duties of the Office and as may be appropriated for by Congress. (Feb. 24, 1919, ch. 18, § 1303 (a), (d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353; Sept. 20, 1941, ch. 412, title VI, § 602, 55 Stat. 726.)

CODIFICATION

As originally enacted, section also provided for legislative counsel of House of Representatives, subject to approval of Speaker, to employ and fix the compensation of assistant counsel, clerks, etc. In view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title, section has been revised to limit applicability to authority of Legislative Counsel of the Senate. See section 282a et seq. of this title for provisions relating to appointment of staff, etc., for Office of Legislative Counsel in House of Representatives.

1975 INCREASE IN COMPENSATION OF FOUR SENIOR COUNSELS

Pub. L. 94–59, title I, § 105, July 25, 1975, 89 Stat. 275, eff. July 1, 1975, provided in part that the four Senior Counsels in the Office of the Legislative Counsel of the Senate shall each be paid at an annual rate of compensation of $39,000.

1974 INCREASE IN COMPENSATION OF FOUR SENIOR COUNSELS

Pub. L. 93–371 § 101(4), Aug. 13, 1974, 88 Stat. 429, eff. July 1, 1974, provided in part that the four Senior Counsels in the Office of the Legislative Counsel of the Senate shall each be paid at an annual rate of compensation of $37,620.

1974 ADJUSTMENT IN COMPENSATION NOT TO SUPERSEDE ADJUSTMENTS IN COMPENSATION OR LIMITATIONS BY PRESIDENT PRO TEMPORE OF THE SENATE

Adjustment in compensation by Pub. L. 93–371 not to supersede order of President Pro Tempore of the Senate authorizing higher rate of compensation or any authority of the President Pro Tempore to adjust rates of compensation or limitations under section 4 of the Federal Pay Comparability Act of 1970, see section 101(4) of Pub. L. 93–371, set out as a note under section 61a of this title.

INCREASES IN COMPENSATION

Increases in compensation for officers and employees of the Senate under authority of the Federal Pay Comparability Act of 1970 (Pub. L. 91–656), see Salary Directives of the President pro tempore of the Senate, set out as notes under section 60a–1 of this title.

§ 275. Duties of Office; rules and regulations.

The Office of the Legislative Counsel shall aid in drafting public bills and resolutions or amendments thereto on the request of any committee of the Senate but the Committee on Rules and Administration of the Senate may determine the preference, if any, to be given to such requests of the committees. The Legislative Counsel shall, from time to time, prescribe rules and regulations for the conduct of the work of the Office for the committees, subject to the approval of such Committee on Rules and Administration. (Feb. 24, 1919, ch. 18, § 1303 (b), (d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353; Aug. 2, 1946, ch. 753, title I, §§ 102, 121, 60 Stat. 814, 822.)

CODIFICATION

Provisions setting forth functions of office of legislative counsel with respect to the House of Representatives and the committees thereof were omitted in view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title. See section 281b of this title for functions of Office of Legislative Counsel of House of Representatives.

§ 276. Disbursement of appropriations.

All appropriations for the Office of the Legislative Counsel shall be disbursed by the Secretary of the Senate. (Feb. 24, 1919, ch. 18, § 1303 (c), (d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353.)

CODIFICATION

As originally enacted, section provided for disbursement of one-half of appropriations for office of legislative counsel by Secretary of Senate and one-half by Clerk of House of Representatives. In view of nonapplicability of section to Speaker, employee, etc., of the House of Representatives pursuant to section 531 of Pub. L. 91–510, set out as a note under section 281 of this title, section has been revised to limit application to Office of the Legislative Counsel of the Senate. See section 282c of this title for provisions relating to expenditures by Legislative Counsel of the House of Representatives.

§ 277. Repealed. Pub. L. 93–191, § 13, Dec. 18, 1973, 87 Stat. 746.

Section, acts Feb. 24, 1919, ch. 18, § 1303(d), 40 Stat. 1141; June 2, 1924, ch. 234, § 1101, 43 Stat. 353, provided for free transmission of official mail matter of the legislative counsel. Official mail matter of Legislative Counsel of House of Representatives is now covered by section 282d of this title.

EFFECTIVE DATE OF REPEAL

Section repealed effective Dec. 18, 1973, see section 14 of Pub. L. 93–191, set out as a note under section 3210 of Title 39, Postal Service.

SUBCHAPTER II.—HOUSE OF REPRESENTATIVES

§ 282a. Staff.

* * * * *

(b) Deputy Legislative Counsel; designation; powers and duties; delegation of functions.

(1) One of the attorneys appointed under subsection (a) of this section shall be designated by the Legislative Counsel as Deputy Legislative Counsel. During the absence or disability of the Legislative Counsel, or when the office is vacant, the Deputy Legislative Counsel shall perform the functions of the Legislative Counsel.

(2) The Legislative Counsel may delegate to the Deputy Legislative Counsel and to other employees appointed under subsection (a) of this section such of his functions as he considers necessary or appropriate. (As amended Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 132.)

AMENDMENTS

1971—Subsec. (b). Pub. L. 92–51 substituted provisions for designation of one attorney as Deputy Legislative Counsel to perform functions of Legislative Counsel during his absence or disability or when office is vacant and for delegation of functions to Deputy Legislative Counsel and other employees for former provisions for appointment of full-time Office Administrator to exercise management, supervisory, and administrative functions of the Office as delegated to him by the Legislative Counsel.

§ 282d. Official mail matter.

The Legislative Counsel may send the official mail matter of the Office as franked mail under section 3210 of Title 39. (As amended Pub. L. 92–51, § 101, July 9, 1971, 85 Stat. 132.)

AMENDMENTS

1971—Pub. L. 92–51 substituted provision for Legislative Counsel to send official mail matter of the Office as franked mail under section 3210 of Title 39, for former provision granting the Office the same privilege of free transmission of official mail matter as other offices of the United States Government.

Chapter 9A.—OFFICE OF THE LAW REVISION COUNSEL [NEW]

Sec.
285. Establishment of Office.
285a. Purpose and impartiality of Office.
285b. Functions of Office.
285c. Management, supervision, and administration of Office by Law Revision Counsel; appointment.
285d. Appointment by Law Revision Counsel of Office staff; removal; designation and duties of Deputy Law Revision Counsel.
285e. Compensation of Law Revision Counsel and Office staff.
285f. Authorization for expenditures by Law Revision Counsel.
285g. Availability of contingent fund of House.

§ 285. Establishment of Office.

There is established in the House of Representatives an office to be known as the Office of the Law Revision Counsel, referred to hereinafter in this chapter as the "Office". (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(a) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

"Chapter" was, in the original, "section" and has been translated editorially in order to conform to codification of section 205 of House Res. No. 988 into permanent law as chapter 9A of this title.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(a) of House Res. No. 988.

§ 285a. Purpose and impartiality of Office.

The principal purpose of the Office shall be to develop and keep current an official and positive codification of the laws of the United States. The Office shall maintain impartiality as to issues of legislative policy to be determined by the House. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(b) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(b) of House Res. No. 988.

§ 285b. Functions of Office.

The functions of the Office shall be as follows:

(1) To prepare, and submit to the Committee on the Judiciary one title at a time, a complete compilation, restatement, and revision of the general and permanent laws of the United States which conforms to the understood policy, intent, and purpose of the Congress in the original enactments, with such amendments and corrections as will remove ambiguities, contradictions, and other imperfections both of substance and of form, separately stated, with a view to the enactment of each title as positive law.

(2) To examine periodically all of the public laws enacted by the Congress and submit to the Committee on the Judiciary recommendations for the repeal of obsolete, superfluous, and superseded provisions contained therein.

(3) To prepare and publish periodically a new edition of the United States Code (including those titles which are not yet enacted into positive law as well as those titles which have been so enacted), with annual cumulative supplements reflecting newly enacted laws.

(4) To classify newly enacted provisions of law to their proper positions in the Code where the titles involved have not yet been enacted into positive law.

(5) To prepare and submit periodically such revisions in the titles of the Code which have been enacted into positive law as may be necessary to keep such titles current.

(6) To prepare and publish periodically new editions of the District of Columbia Code, with annual cumulative supplements reflecting newly enacted laws, until such time as the District of Columbia Self-Government and Governmental Reorganization Act becomes effective.

(7) To provide the Committee on the Judiciary with such advice and assistance as the committee may request in carrying out its functions with respect to the revision and codification of the Federal statutes.

(Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

REFERENCES IN TEXT

For effective dates of District of Columbia Self-Government and Governmental Reorganization Act, referred to in par. (6), see section 771 of Pub. L. 93–198, Title VII, Dec. 24, 1973, 87 Stat. 836, as amended, D.C. Code § 1–101 note.

CODIFICATION

Section is based on section 205(c) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(c) of House Res. No. 988.

§ 285c. Management, supervision, and administration of Office by Law Revision Counsel; appointment.

The management, supervision, and administration of the Office are vested in the Law Revision Counsel, who shall be appointed by the Speaker without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed shall serve at the pleasure of the Speaker. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(d) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(d) of House Res. No. 988.

§ 285d. Appointment by Law Revision Counsel of Office staff; removal; designation and duties of Deputy Law Revision Counsel.

(1) With the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker, the Law Revision Counsel shall appoint such employees as may be necessary for the prompt and efficient performance of the functions of the Office. Any such appointment shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed may be removed by the Law Revision Counsel with the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker.

(2)(A) One of the employees appointed under paragraph (1) shall be designated by the Law Revision Counsel as Deputy Law Revision Counsel. During the absence or disability of the Law Revision Counsel, or when the office is vacant, the Deputy Law Revision Counsel shall perform the functions of the Law Revision Counsel.

(B) The Law Revision Counsel may delegate to the Deputy Law Revision Counsel and to other employees appointed under paragraph (1) such of his or her functions as he or she considers necessary or appropriate. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(e) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(e) of House Res. No. 988.

§ 285e. Compensation of Law Revision Counsel and Office staff.

The Law Revision Counsel shall be paid at a per annum gross rate not to exceed level IV of the Executive Schedule of section 5315 of Title 5; and members of the staff of the Office other than the Law Revision Counsel shall be paid at per annum gross rates fixed by the Law Revision Counsel with the approval of the Speaker or in accordance with policies approved by the Speaker, but not in excess of a per annum gross rate equal to level V of such schedule. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(f) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(f) of House Res. No. 988.

§ 285f. Authorization for expenditures by Law Revision Counsel.

In accordance with policies and procedures approved by the Speaker, the Law Revision Counsel is authorized to make such expenditures as may be necessary or appropriate for the functioning of the Office. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(g) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(g) of House Res. No. 988.

§ 285g. Availability of contingent fund of House.

Until such time as funds are appropriated by law to carry out the purpose of this chapter, the contingent fund of the House shall be available for such purpose. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 205(h) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

"Chapter" was, in the original, "section" and has been translated editorially in order to conform to codification of section 205 of House Res. No. 988 into permanent law as chapter 9A of this title.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 205(h) of House Res. No. 988.

Chapter 9B.—LEGISLATIVE CLASSIFICATION OFFICE [NEW]

Sec.
286. Establishment of Office.
286a. Purpose and impartiality of Office.
286b. Functions of Office.
286c. Management, supervision, and administration of Office by Staff Director; appointment.
286d. Appointment by Staff Director of Office staff; removal; designation and duties of Deputy Staff Director.
286e. Compensation of Staff Director and Office staff.
286f. Authorization for expenditures by Staff Director.
286g. Availability of contingent fund of House.

§ 286. Establishment of Office.

There is established in the House of Representatives an office to be known as the Legislative Classification Office, referred to hereinafter in this chapter as the "Office". (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(a) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

"Chapter" was, in the original, "section" and has been translated editorially in order to conform to codification of section 203 of House Res. No. 988 into permanent law as chapter 9B of this title.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(a) of House Res. No. 988.

CROSS REFERENCES

Office of the Law Revision Counsel, establishment, purpose, functions, etc., see section 285 et seq. of this title.

§ 286a. Purpose and impartiality of Office.

The purpose of the Office shall be to develop, supervise, and maintain for the House and its committees and Members a system linking Federal programs and expenditures to the authorizing statutes, and showing the committee jurisdiction for each authorization. The Office shall maintain impartiality as to issues of legislative policy to be determined by the House. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(b) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(b) of House Res. No. 988.

§ 286b. Functions of Office.

The functions of the Office shall be as follows:

(1) To create a cross-reference capability based on the authorization statutes, showing committee jurisdiction, appropriation Acts, budget authority, budget outlays, unexpended balances, other relevant systems which are or may be compatible, and the relationships between them, under the direction of the Speaker.

(2) To work closely with the House standing committees in all phases of the development of the cross-referencing capability and to coordinate with the Congressional Research Service and General Accounting Office, in the development, implementation, and operation of the cross-referencing service.

(3) To advise the Speaker of developments which could improve the operation of the classification service and to issue an annual report to the House on the progress in implementation and use of the service, and plans for the coming year.

(4) To make available (as development permits) publications or information in an appropriate format for use of the House committees and Members and to provide the capability to answer specific queries on the available information.

(Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(c) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(c) of House Res. No. 988.

§ 286c. Management, supervision, and administration of Office by Staff Director; appointment.

The management, supervision, and administration of the Office are vested in a Staff Director, who shall be appointed by the Speaker without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed shall serve at the pleasure of the Speaker. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(d) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(d) of House Res. No. 988.

§ 286d. Appointment by Staff Director of Office staff; removal; designation and duties of Deputy Staff Director.

(1) With the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker, the Staff Director shall appoint such employees as may be necessary for the prompt and efficient performance of the functions of the Office. Any such appointment shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed may be removed by the Staff Director with the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker.

(2)(A) One of the employees appointed under paragraph (1) shall be designated by the Staff Director as Deputy Staff Director. During the absence or disability of the Staff Director, or when the office is vacant, the Deputy Staff Director shall perform the functions of the Staff Director.

(B) The Staff Director may delegate to the Deputy Staff Director and to other employees appointed under paragraph (1) such of his or her functions as he or she considers necessary or appropriate. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(e) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(e) of House Res. No. 988.

§ 286e. Compensation of Staff Director and Office staff.

The Staff Director shall be paid at a per annum gross rate not to exceed level IV of the Executive Schedule of section 5315 of Title 5; and members of the staff of the Office other than the Staff Director shall be paid at per annum gross rates fixed by the Staff Director with the approval of the Speaker or in accordance with policies approved by the Speaker, but not in excess of a per annum gross rate equal to level V of such schedule. (Pub. L. 93–

554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(f) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(f) of House Res. No. 988.

§ 286f. Authorization for expenditures by Staff Director.

In accordance with policies and procedures approved by the Speaker, the Staff Director is authorized to make such expenditures as may be necessary or appropriate for the functioning of the Office. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(g) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(g) of House Res. No. 988.

§ 286g. Availability of contingent fund of House.

Until such time as funds are appropriated by law to carry out the purpose of this chapter, the contingent fund of the House shall be available for such purpose. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(h) of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

"Chapter" was, in the original, "section" and has been translated editorially in order to conform to codification of section 203 of House Res. No. 988 into permanent law as chapter 9B of this title.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 203(h) of House Res. No. 988.

Chapter 11.—COMMISSION ON EXECUTIVE, LEGISLATIVE, AND JUDICIAL SALARIES

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 3 section 104; title 5 sections 5312 to 5316.

§§ 351 to 355.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in section 31 of this title; title 11 section 68; title 28 sections 5, 44, 135, 173, 213, 252, 792.

§ 356. Functions of Commission.

The Commission shall conduct, in each of the respective fiscal years referred to in section 352 (2) and (3) of this title, a review of the rates of pay of—

(A) the Vice President of the United States, Senators, Members of the House of Representatives, the Resident Commissioner from Puerto Rico, the Speaker of the House of Representatives, the President pro tempore of the Senate, and the majority and minority leaders of the Senate and the House of Representatives;

* * * * *

(As amended Pub. L. 94–82, title II, § 206(a), Aug. 9, 1975, 89 Stat. 423.)

AMENDMENTS

1975—Par. (A). Pub. L. 94–82 added "the Vice President of the United States" preceding "Senators", and "the Speaker of the House of Representatives, the President pro tempore of the Senate, and the majority and minority leaders of the Senate and the House of Representatives" following "Puerto Rico".

EFFECTIVE RATES OF PAY PENDING CHANGES IN RATES PURSUANT TO FEDERAL SALARY ACT OF 1967

Section 206(b) of Pub. L. 94–82 provided that: "Until such time as a change in the rate of pay of the offices referred to in the amendment made by subsection (a) of this section [amending par. (A) of this section] occurs under the provisions of the Federal Salary Act of 1967 (2 U.S.C. 351–361), as amended by subsection (a) of this section, such rates of pay shall be the rates of pay in effect immediately prior to the date of enactment of this Act [Aug. 9, 1975], as adjusted under sections 203 and 204 of this title [amending sections 31, 60a note, 136a and 136a–1 of this title, section 104 of Title 3, The President, sections 42a and 51a of Title 31, Money and Finance, sections 162a and 166b of Title 40, Public Buildings, Property, and Works, and section 303 of Title 44, Public Printing and Documents]."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31 of this title; title 11 section 68; title 28 sections 5, 44, 135, 173, 213 252, 792.

§ 357. Report to the President.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31 of this title; title 11 section 68; title 28 sections 5, 44, 135, 173, 213, 252, 792.

§ 358. Recommendations of the President to Congress.

COMPENSATION AND EMOLUMENTS OF ATTORNEY GENERAL

Pub. L. 94–2, Feb. 18, 1975, 89 Stat. 4, provided in part that the compensation and other emoluments attached to the Office of the Attorney General on and after Feb. 4, 1975, shall be those that on or after Feb. 18, 1975, attach to offices and positions at level I of the Executive Schedule (section 5312 of Title 5).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 31 of this title; title 11 section 68; title 28 sections 5, 44, 135, 173, 213, 252, 792.

§§ 359 to 361.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in section 31 of this title; title 11 section 68; title 28 sections 5, 44, 135, 173, 213, 252, 792.

Chapter 13.—JOINT COMMITTEE ON CONGRESSIONAL OPERATIONS

Sec.

412a. Continuing study of jurisdiction of House standing committees by House members of Joint Committee; periodic report to House Committee on Rules contents and purposes of report [New].

§ 412a. Continuing study of jurisdiction of House standing committees by House members of Joint Committee; periodic report to House Committee on Rules; contents and purposes of report.

The House members of the Joint Committee on Congressional Operations shall undertake and conduct a continuing study of the jurisdiction of the

various standing committees of the House under Rule X of the Rules of the House and the relative workloads sustained by such committees as a result thereof, and periodically shall prepare for submission to and consideration by the Committee on Rules (and for possible submission by that committee to the full House) a report including any recommended changes in the Rules of the House which may be necessary or appropriate to effect a more equitable distribution of workload or a more rational combination of jurisdictional responsibilities. It is the sense of the House of Representatives that the House members of the Joint Committee on Congressional Operations should work with the Senate members of such joint committee in an effort to rationalize the committee jurisdiction between the Houses. (Pub. L. 93–554, title I, ch. III, § 101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 206 of House Resolution No. 988, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93–554.

EFFECTIVE DATE

Section 101 of Pub. L. 93–554 provided in part that the enactment of House Resolution No. 988, Ninety-third Congress, into permanent law is effective on Jan. 2, 1975. This section is derived from enactment into permanent law of section 206 of House Res. No. 988.

Chapter 14.—FEDERAL ELECTION CAMPAIGNS [NEW]

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(c) Voting requirement; nondelegation of function.
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(b) Reports of Attorney General to Commission respecting action taken; reports of Commission respecting status of referrals.
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SUBCHAPTER II.—GENERAL PROVISIONS

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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in section 61a–9 of this title; title 39 section 3210.

SUBCHAPTER I.—DISCLOSURE OF FEDERAL CAMPAIGN FUNDS

§ 431. Definitions.

When used in this subchapter and subchapter II of this chapter—

(a) "election" means (1) a general, special, primary, or runoff election, (2) a convention or caucus of a political party held to nominate a candidate, (3) a primary election held for the selection of delegates to a national nominating convention of a political party, and (4) a primary election held for the expression of a preference for the nomination of persons for election to the office of President;

(b) "candidate" means an individual who seeks nomination for election, or election, to Federal office, whether or not such individual is elected, and, for purposes of this paragraph, an individual shall be deemed to seek nomination for election, or election, if he has (1) taken the action necessary under the law of a State to qualify himself for nomination for election, or election, to Federal office, or (2) received contributions or made expenditures, or has given his consent for any other person to receive contributions or make expenditures, with a view to bringing about his nomination for election, or election, to such office;

(c) "Federal office" means the office of President or Vice President of the United States; or of Senator or Representative in, or Delegate or Resident Commissioner to, the Congress of the United States;

(d) "political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures during a calendar year in an aggregate amount exceeding $1,000;

(e) "contribution"—

(1) means a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of—

(A) influencing the nomination for election, or election, of any person to Federal office or for the purpose of influencing the results of a primary held for the selection of delegates to a national nominating convention of a political party, or

(B) influencing the result of an election held for the expression of a preference for the nomination of persons for election to the office of President of the United States;

(2) means a contract, promise, or agreement, expressed or implied, whether or not legally enforceable, to make a contribution for such purposes;

(3) means funds received by a political committee which are transferred to such committee from another political committee or other source;

(4) means the payment, by any person other than a candidate or a political committee, of compensation for the personal services of another person which are rendered to such candidate or political committee without charge for any such purpose; but

(5) does not include—

(A) the value of services provided without compensation by individuals who volunteer a portion or all of their time on behalf of a candidate or political committee;

(B) the use of real or personal property and the cost of invitations, food, and beverages, voluntarily provided by an individual to a candidate in rendering voluntary personal services on the individual's residential premises for candidate-related activities;

(C) the sale of any food or beverage by a vendor for use in a candidate's campaign at a charge less than the normal comparable charge, if such charge for use in a candidate's campaign is at least equal to the cost of such food or beverage to the vendor;

(D) any unreimbursed payment for travel expenses made by an individual who on his own behalf volunteers his personal services to a candidate;

(E) the payment by a State or local committee of a political party of the costs of preparation, display, or mailing or other distribution incurred by such committee with respect to a printed slate card or sample ballot, or other printed listing, of 3 or more candidates for any public office for which an election is held in the State in which such committee is organized, except that this clause shall not apply in the case of costs incurred by such committee with respect to a display of any such listing made on broadcasting stations, or in newspapers, magazines or other similar types of general public political advertising; or

(F) any payment made or obligation incurred by a corporation or a labor organization which, under the provisions of the last paragraph of section 610 of title 18, would not constitute an expenditure by such corporation or labor organization;

to the extent that the cumulative value of activities by any individual on behalf of any candidate under each of clauses (B), (C), and (D) does not exceed $500 with respect to any election;

(f) "expenditure"—

(1) means a purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made for the purpose of—

(A) influencing the nomination for election, or the election, of any person to Federal office, or to the office of presidential and vice-presidential elector; or

(B) influencing the results of a primary election held for the selection of delegates to a national nominating convention of a political party or for the expression of a preference for the nomination of persons for election to the office of President of the United States;

(2) means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure;

(3) means the transfer of funds by a political committee to another political committee; but

(4) does not include—

(A) any news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, or other periodical publication, unless such facilities are owned or controlled by any political party, political committee, or candidate;

(B) nonpartisan activity designed to encourage individuals to register to vote or to vote;

(C) any communication by any membership organization or corporation to its members or stockholders, if such membership organization or corporation is not organized primarily for the purpose of influencing the nomination for election, or election, of any person to Federal office;

(D) the use of real or personal property and the cost of invitations, food, and beverages, voluntarily provided by an individual to a candidate in rendering voluntary personal services on the individual's residential premises for candidate-related activities if the cumulative value of such activities by such individual on behalf of any candidate do not exceed $500 with respect to any election;

(E) any unreimbursed payment for travel expenses made by an individual who on his own behalf volunteers his personal services to a candidate if the cumulative amount for such individual incurred with respect to such candidate does not exceed $500 with respect to any election;

(F) any communication by any person which is not made for the purpose of influencing the nomination for election, or election, of any person to Federal office; or

(G) the payment by a State or local committee of a political party of the costs of preparation, display, or mailing or other distribution incurred by such committee with respect to a printed slate card or sample ballot, or other printed listing, of 3 or more candidates for any public office for which an election is held in the State in which such committee is organized, except that this clause shall not apply in the case of costs incurred by such committee with respect to a display of any such listing made on broadcasting stations, or in newspapers, magazines or other similar types of general public political advertising; or

(H) any payment made or obligation incurred by a corporation or a labor organization which, under the provisions of the last paragraph of section 610 of Title 18, would not constitute an expenditure by such corporation or labor organization;

(g) "Commission" means the Federal Election Commission;

(h) "person" means an individual, partnership, committee, association, corporation, labor organization, and any other organization or group of persons;

(i) "State" means each State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States;

(j) "identification" means—

(1) in the case of an individual, his full name and the full address of his principal place of residence; and

(2) in the case of any other person, the full name and address of such person:

(k) "national committee" means the organization which, by virtue of the bylaws of a political party, is responsible for the day-to-day operation of such political party at the national level, as determined by the Commission;

(l) "State committee" means the organization which, by virtue of the bylaws of a political party, is responsible for the day-to-day operation of such political party at the State level, as determined by the Commission;

(m) "political party" means an association, committee, or organization which nominates a candidate for election to any Federal office, whose

name appears on the election ballot as the candidate of such association, committee, or organization; and

(n) "principal campaign committee" means the principal campaign committee designated by a candidate under section 432(f)(1) of this title. (Pub. L. 92–225, title III, § 301, Feb. 7, 1972, 86 Stat. 11, amended Pub. L. 93–443, title II, §§ 201(a), 208(c)(1), Oct. 15, 1974, 88 Stat. 1272, 1286.)

AMENDMENTS

1974—Pub. L. 93–443, § 201(a)(1), inserted introductory reference to title IV of this Act, which for purposes of codification is translated as subchapter II of this chapter.

Subsec. (a)(5). Pub. L. 93–443, § 201(a)(2), deleted from definition of "election" the election of delegates to a constitutional convention for proposing amendments to the Constitution of the United States.

Subsec. (d). Pub. L. 93–443, § 201(a)(3), inserted reference to "club," preceding "association" and substituted "other group of persons" and "receives" for "organization" and "accepts".

Subsec. (e). Pub. L. 93–443, § 201(a)(4), transferred the word "means" following introductory word "contribution" to become the initial word in pars. (1) to (4); in par. (1), incorporated existing provisions in provisions designated subpars. (A) and (B), and deleted former provisions respecting contributions for the purpose of influencing the nomination for election, or election, of any person as a presidential elector or for the purpose of influencing the election of delegates to a constitutional convention for proposing amendments to the Constitution of the United States; in par. (2), provided for express or implied transactions; in par. (3), substitution of "funds received by a political committee which are transferred to such committee from another political committee or other source" for "a transfer of funds between political committees"; inserted at end of par. (4) the word "but"; and added par. (5.)

Subsec. (f). Pub. L. 93–443, § 201(a)(5), transferred the word "means" following introductory word "expenditure" to become the initial word in pars. (1) to (3); in par. (1), incorporated existing provisions in provisions designated subpars. (A) to (C) and deleted end text reading ", or for the purpose of influencing the election of delegates to a constitutional convention for proposing amendments to the Constitution of the United States"; in par. (2), provided for express or implied transactions; in par. (3), substituted "the transfer of funds by a political committee to another political committee; but" for "a transfer of funds between political committees"; and added par. (4).

Subsec. (g). Pub. L. 93–443, § 208(c)(1), substituted definition of "Commission" for "supervisory officer".

Subsecs. (j) to (n). Pub. L. 93–443, § 201(a)(6)–(8), added subsecs. (j) to (n).

EFFECTIVE DATE OF 1974 AMENDMENT

Section 410 of Pub. L. 93–443 provided that:

"(a) Except as provided by subsection (b) and subsection (c), the foregoing provisions of this Act [enacting sections 437a–437b, 439a–439c, 455 and 456 of this title and sections 614–617 of Title 18, amending sections 431–437, 438, 439, 451, and 452 of this title, sections 1501–1503 of Title 5, sections 591, 608, 610, 611 and 613 of Title 18, and section 315 of Title 47, repealing section 440 of Title 2 and sections 801–805 of Title 47, and enacting provisions set out as notes under sections 434, 437c, and 438 of this title and section 608 of Title 18] shall become effective January 1, 1975.

"(b) Section 104 [set out as a note under section 591 of Title 18] and the amendment made by section 301 [to section 453 of this title] shall become effective on the date of the enactment of this Act [Oct. 15, 1974].

"(c)(1) The amendments made by sections 403(a), 404, 405, 406, 408, and 409 [enacting sections 9031–9042, amending sections 276 (c), (d), 9002 (1), (3), (11), 9003 (a), (b), 9004(a)(1), (2)(A), (3), 9005, 9005(b), 9006 (a), (c), (d), 9007 (a)–(c), 9008, 9009(a)–(c), 9010(a)–(d), 9011 (a), (b), and 9012(a), (a)(1), (c)(2), (3), (d)(1), (e)(1), (3) and repealing section 9021 of Title 26] shall apply with respect to taxable years beginning after December 31, 1974.

"(2) The amendment made by section 407 [to section 6012(a) of Title 26] shall apply with respect to taxable years beginning after December 31, 1971."

EFFECTIVE DATE

Section 408, formerly 406 of Pub. L. 92–225 as renumbered Pub. L. 93–443, title III, § 302, Oct. 15, 1974, 88 Stat. 1289, provided that: "Except as provided in section 401 of this Act [classified to section 451 of this title], the provisions of this Act [see Short Title note under this section] shall become effective on December 31, 1971, or sixty days after the date of enactment of this Act [Feb. 7, 1972], whichever is later."

SHORT TITLE OF 1974 AMENDMENT

Section 1 of Pub. L. 93–443 provided: "That this Act [which enacted sections 437a to 437h, 439a to 439c, 455, and 456 of this title, sections 614 to 617 of Title 18, and sections 9008, 9031 to 9042 of Title 26; amended sections 431 to 439 and 451 to 453 of this title, sections 1501 to 1503 of Title 5, sections 591, 608, 610, 611, and 613 of Title 18, sections 276, 6012, 9002 to 9007, and 9009 to 9012 of Title 26, and section 315 of Title 47; repealed section 440 of this title, section 9021 of Title 26, and sections 801 to 805 of Title 47; and enacted provisions set out as notes under sections 431, 434, 437c, and 438 of this title, sections 591 and 608 of Title 18, and section 9006 of Title 26] may be cited as the 'Federal Election Campaign Act Amendments of 1974'."

SHORT TITLE

Section 1 of Pub. L. 92–225 provided: "That this Act [which enacted this chapter and chapter 7 of Title 47, amended sections 591, 600, 608, 610, and 611 of Title 18 and sections 312 and 315 of Title 47, repealed sections 241–256 of this title and section 609 of Title 18, and enacted provisions set out as notes under this section and section 801 of Title 47] may be cited as the 'Federal Election Campaign Act of 1971'."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 437a of this title; title 22 section 901a; title 26 section 6012; title 42 sections 2943, 5043.

§ 432. Organization of political committees.

(a) Chairman; treasurer; vacancies; official authorizations.

Every political committee shall have a chairman and a treasurer. No contribution and no expenditure shall be accepted or made by or on behalf of a political committee at a time when there is a vacancy in the office of chairman or treasurer thereof. No expenditure shall be made for or on behalf of a political committee without the authorization of its chairman or treasurer, or their designated agents.

(b) Account of contributions; segregated funds.

Every person who receives a contribution in excess of $10 for a political committee shall, on demand of the treasurer, and in any event within five days after receipt of such contribution, render to the treasurer a detailed account thereof, including the amount of the contribution and the identification of the person making such contribution, and the date on which received. All funds of a political committtee shall be segregated from, and may not be commingled with, any personal funds of officers, members, or associates of such committee.

(c) Recordkeeping.

It shall be the duty of the treasurer of a political committee to keep a detailed and exact account of—

(1) all contributions made to or for such committee;

(2) the identification of every person making a contribution in excess of $10, and the date and amount thereof and, if a person's contributions aggregate more than $100, the account shall include occupation, and the principal place of business (if any);

(3) all expenditures made by or on behalf of such committee; and

(4) the identification of every person to whom any expenditure is made, the date and amount thereof and the name and address of, and office sought by, each candidate on whose behalf such expenditure was made.

(d) Receipts; preservation.

It shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure made by or on behalf of a political committee in excess of $100 in amount, and for any such expenditure in a lesser amount, if the aggregate amount of such expenditures to the same person during a calendar year exceeds $100. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for periods of time to be determined by the Commission.

(e) Unauthorized activities; notice.

Any political committee which solicits or receives contributions or makes expenditures on behalf of any candidate that is not authorized in writing by such candidate to do so shall include a notice on the face or front page of all literature and advertisements published in connection with such candidate's campaign by such committee or on its behalf stating that the committee is not authorized by such candidate and that such candidate is not responsible for the activities of such committee.

(f) Principal campaign committees; one candidate limitation; office of President: national committee for candidate; duties.

(1) Each individual who is a candidate for Federal office (other than the office of Vice President of the United States) shall designate a political committee to serve as his principal campaign committee. No political committee may be designated as the principal campaign committee of more than one candidate, except that the candidate for the office of President of the United States nominated by a political party may designate the national committee of such political party as his principal campaign committee. Except as provided in the preceding sentence, no political committee which supports more than one candidate may be designated as a principal campaign committee.

(2) Notwithstanding any other provision of this subchapter, each report or statement of contributions received or expenditures made by a political committee (other than a principal campaign committee) which is required to be filed with the Commission under this subchapter shall be filed instead with the principal campaign committee for the candidate on whose behalf such contributions are accepted or such expenditures are made.

(3) It shall be the duty of each principal campaign committee to receive all reports and statements required to be filed with it under paragraph (2) of this subsection and to compile and file such reports and statements, together with its own reports and statements, with the Commission in accordance with the provisions of this subchapter. (Pub. L. 92–225, title III, § 302, Feb. 7, 1972, 86 Stat. 12, amended Pub. L. 93–443, title II, §§ 202, 208(c)(2), Oct. 15, 1974, 88 Stat. 1275, 1286.)

AMENDMENTS

1974—Subsec. (b). Pub. L. 93–443, § 202(a)(1), substituted "of the contribution and the identification" for ", the name and address (occupation and principal place of business, if any)".

Subsec. (c)(2). Pub. L. 93–443, § 202(a)(2), (3), substituted "identification" for "full name and mailing address (occupation and the principal place of business, if any)" preceding "of every person" and inserted end text reading "and, if a person's contributions aggregate more than $100, the account shall include occupation, and the principal place of business (if any)".

Subsec. (c)(4). Pub. L. 93–443, § 202(a)(2), substituted "identification" for "full name and mailing address (occupation and the principal place of business, if any)" preceding "of every person".

Subsec. (d). Pub. L. 93–443, § 208(c)(2), substituted "Commission" for "supervisory officers".

Subsec. (f). Pub. L. 93–443, § 202(b), substituted provisions respecting principal campaign committees for prior provisions respecting notice of funds solicitation by political committees and availability for purchase of annual reports of the political committees from the Superintendent of Documents made available through the Public Printer, now covered in section 435(b) of this title.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–443 effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 431 of this title; title 18 section 591.

§ 433. Registration of political committees.

(a) Statements of organization.

Each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding $1,000 shall file with the Commission a statement of organization, within ten days after its organization or, if later, ten days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of $1,000. Each such committee in existence at the date of enactment of this Act shall file a statement of organization with the Commission at such time as it prescribes.

(b) Contents of statements.

The statement of organization shall include—

(1) the name and address of the committee;

(2) the names, addresses, and relationships of affiliated or connected organizations;

(3) the area, scope, or jurisdiction of the committee;

(4) the name, address, and position of the custodian of books and accounts;

(5) the name, address, and position of other principal officers, including officers and members of the finance committee, if any;

(6) the name, address, office sought, and party affiliation of (A) each candidate whom the

committee is supporting, and (B) any other individual, if any, whom the committee is supporting for nomination for election, or election, to any public office whatever; or, if the committee is supporting the entire ticket of any party, the name of the party;

(7) a statement whether the committee is a continuing one;

(8) the disposition of residual funds which will be made in the event of dissolution;

(9) a listing of all banks, safety deposit boxes, or other repositories used;

(10) a statement of the reports required to be filed by the committee with State or local officers, and, if so, the names, addresses, and positions of such persons; and

(11) such other information as shall be required by the Commission.

(c) Information changes; report.

Any change in information previously submitted in a statement of organization shall be reported to the Commission within a ten-day period following the change.

(d) Disbanding of political committees or contributions and expenditures below prescribed ceiling: notice.

Any committee which, after having filed one or more statements of organization, disbands or determines it will no longer receive contributions or make expenditures during the calendar year in an aggregate amount exceeding $1,000 shall so notify the Commission.

(e) Filing reports and notifications with appropriate principal campaign committees.

In the case of a political committee which is not a principal campaign committee, reports and notifications required under this section to be filed with the Commission shall be filed instead with the appropriate principal campaign committee. (Pub. L. 92–225, title III, § 303, Feb. 7, 1972, 86 Stat. 14, amended Pub. L. 93–443, title II, § 203, 208 (c)(3), Oct. 15, 1974, 88 Stat. 1276, 1286.)

REFERENCES IN TEXT

Date of enactment of this Act, referred to in subsec. (a), means Feb. 7, 1972, the date on which Pub. L. 92–225 was enacted into law.

AMENDMENTS

1974—Pub. L. 93–443, § 208(c)(3)(A), substituted "Commission" for "supervisory officer" wherever appearing.

Subsec. (a). Pub. L. 93–443, § 208(c)(3)(B), substituted "it prescribes" for "he prescribes".

Subsec. (e). Pub. L. 93–443, § 203, added subsec. (e).

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 432, 436 of this title; title 18 section 608; title 26 section 9008.

§ 434. Reports by political committees and candidates.

(a) Receipts and expenditures; completion date, exception.

(1) Except as provided by paragraph (2), each treasurer of a political committee supporting a candidate or candidates for election to Federal office, and each candidate for election to such office, shall file with the Commission reports of receipts and expenditures on forms to be prescribed or approved by it. The reports referred to in the preceding sentence shall be filed as follows:

(A)(i) In any calendar year in which an individual is a candidate for Federal office and an election for such Federal office is held in such year, such reports shall be filed not later than the tenth day before the date on which such election is held and shall be complete as of the fifteenth day before the date of such election; except that any such report filed by registered or certified mail must be postmarked not later than the close of the twelfth day before the date of such election.

(ii) Such reports shall be filed not later than the thirtieth day after the day of such election and shall be complete as of the twentieth day after the date of such election.

(B) In any other calender year in which an individual is a candidate for Federal office, such reports shall be filed after December 31 of such calendar year, but not later than January 31 of the following calendar year and shall be complete as of the close of the calendar year with respect to which the report is filed.

(C) Such reports shall be filed not later than the tenth day following the close of any calendar quarter in which the candidate or political committee concerned received contributions in excess of $1,000, or made expenditures in excess of $1,000, and shall be complete as of the close of such calendar quarter: except that any such report required to be filed after December 31 of any calendar year with respect to which a report is required to be filed under subparagraph (B) shall be filed as provided in such subparagraph.

(D) When the last day for filing any quarterly report required by subparagraph (C) occurs within 10 days of an election, the filing of such quarterly report shall be waived and superseded by the report required by subparagraph (A)(i).

Any contribution of $1,000 or more received after the fifteenth day, but more than 48 hours, before any election shall be reported within 48 hours after its receipt.

(2) Each treasurer of a political committee which is not a principal campaign committee shall file the reports required under this section with the appropriate principal campaign committee.

(3) Upon a request made by a presidential candidate or a political committee which operates in more than one State, or upon its own motion, the Commission may waive the reporting dates set forth in paragraph (1) (other than the reporting date set forth in paragraph (1)(B)), and require instead that such candidate or political committee file reports not less frequently than monthly. The Commission may not require a presidential candidate or a political commmittee operating in more than one State to file more than 12 reports (not counting any report referred to in paragraph (1)(B)) during any calendar year. If the Commission acts on its own motion under this paragraph with respect to a candidate or a political committee, such candidate or committee may obtain judicial review in accordance with the provisions of chapter 7 of Title 5.

(b) Contents of reports.

Each report under this section shall disclose—

(1) the amount of cash on hand at the beginning of the reporting period;

(2) the full name and mailing address (occupation and the principal place of business, if any) of each person who has made one or more contributions to or for such committee or candidate (including the purchase of tickets for events such as dinners, luncheons, rallies, and similar fundraising events) within the calendar year in an aggregate amount or value in excess of $100, together with the amount and date of such contributions;

(3) the total sum of individual contributions made to or for such committee or candidate during the reporting period and not reported under paragraph (2);

(4) the name and address of each political committee or candidate from which the reporting committee or the candidate received, or to which that committee or candidate made, any transfer of funds, together with the amounts and dates of all transfers;

(5) each loan to or from any person within the calendar year in an aggregate amount or value in excess of $100, together with the full names and mailing addresses (occupations and the principal places of business, if any) of the lender, endorsers, and guarantors, if any, and the date and amount of such loans;

(6) the total amount of proceeds from (A) the sale of tickets to each dinner, luncheon, rally, and other fundraising event; (B) mass collections made at such events; and (C) sales of items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;

(7) each contribution, rebate, refund, or other receipt in excess of $100 not otherwise listed under paragraphs (2) through (6);

(8) the total sum of all receipts by or for such committee or candidate during the reporting period, together with total expenditures less transfers between political committees which support the same candidate and which do not support more than one candidate;

(9) the identification of each person to whom expenditures have been made by such committee or on behalf of such committee or candidate within the calendar year in an aggregate amount or value in excess of $100, the amount, date, and purpose of each such expenditure and the name and address of, and office sought by, each candidate on whose behalf such expenditure was made;

(10) the identification of each person to whom an expenditure for personal services, salaries, and reimbursed expenses in excess of $100 has been made, and which is not otherwise reported, including the amount, date, and purpose of such expenditure;

(11) the total sum of expenditures made by such committee or candidate during the calendar year, together with total receipts less transfers between political committees which support the same candidate and which do not support more than one candidate;

(12) the amount and nature of debts and obligations owed by or to the committee, in such form as the supervisory officer may prescribe and a continuous reporting of their debts and obligations after the election at such periods as the Commission may require until such debts and obligations are extinguished, together with a statement as to the circumstances and conditions under which any such debt or obligation is extinguished and the consideration therefor; and

(13) such other information as shall be required by the Commission.

(c) Cumulative reports for calendar year; amounts for unchanged items carrier forward; statement of inactive status.

The reports required to be filed by subsection (a) of this section shall be cumulative during the calendar year to which they relate, but where there has been no change in an item reported in a previous report during such year, only the amount need be carried forward. If no contributions or expenditures have been accepted or expended during a calendar year, the treasurer of the political committee or candidate shall file a statement to that effect.

(d) Members of Congress; reporting exemption.

This section does not require a Member of the Congress to report, as contributions received or as expenditures made, the value of photographic, matting, or recording services furnished to him by the Senate Recording Studio, the House Recording Studio, or by an individual whose pay is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives and who furnishes such services as his primary duty as an employee of the Senate or House of Representatives, or if such services were paid for by the Republican or Democratic Senatorial Campaign Committee, the Democratic National Congressional Committee, or the National Republican Congressional Committee. This subsection does not apply to such recording services furnished during the calendar year before the year in which the Member's term expires.

(e) Reports by other than political committees.

Every person (other than a political committee or candidate) who makes contributions or expenditures, other than by contribution to a political committee or candidate, in an aggregate amount in excess of $100 within a calendar year shall file with the Commission a statement containing the information required by this section. Statements required by this subsection shall be filed on the dates on which reports by political committees are filed but need not be cumulative. (Pub. L. 92–225, title III, § 304, Feb. 7, 1972, 86 Stat. 14, amended Pub. L. 93–443, title II, §§ 204, 208(c)(4), Oct. 15, 1974, 86 Stat. 1276, 1286.)

PRIOR PROVISIONS

Provisions similar to those comprising subsec. (e) of this section were contained in section 305 of Pub. L. 92–225, title III, Feb. 7, 1972, 86 Stat. 16 (formerly classified to prior section 435 of this title) prior to amendment of section 305 of Pub. L. 92–225 by Pub. L. 93–433.

AMENDMENTS

1974—Subsec. (a)(1). Pub. L. 93–443, §§ 204(a)(1),(2), 208(c)(4)(A), substituted provisions of cls. (A)–(D) respecting filing of reports and that "Any contribution of $1,000 or more received after the fifteenth day, but more

than 48 hours, before any election shall be reported within 48 hours after its receipt." for prior requirement that "Such reports shall be filed on the tenth day of March, June, and September, in each year, and on the fifteenth and fifth days next preceding the date on which an election is held, and also by the thirty-first day of January. Such reports shall be complete as of such date as the supervisory officer may prescribe, which shall not be less than five days before the date of filing, except that any contribution of $5,000 or more received after the last report is filed prior to the election shall be reported within forty-eight hours after its receipt."; designated existing provisions as par. (1), inserting introductory text "Except as provided by paragraph (2),"; and substituted "Commission" and "it" for "appropriate supervisory officer" and "him" in first sentence, respectively.

Subsec. (a)(2), (3). Pub. L. 93–443, § 204(a)(2), added pars. (2) and (3).

Subsec. (b)(5). Pub. L. 93–443, § 204(b)(1), required information respecting guarantors.

Subsec. (b)(8). Pub. L. 93–443, § 204(b)(2), required the report to disclose the total receipts less transfers between political committees which support the same candidate and which do not support more than one candidate.

Subsec. (b)(9), (10). Pub. L. 93–443, § 204(b)(3), substituted "identification" for "full name and mailing address (occupation and the principal place of business, if any)" in pars. (9) and (10).

Subsec. (b)(11). Pub. L. 93–443, § 204(b)(4), required the report to disclose the total expenditures less transfers between political committees which support the same candidate and which do not support more than one candidate.

Subsec. (b)(12). Pub. L. 93–443, §§ 204(b)(5), 208(c)(4)(B), required the report to include a statement as to the circumstances and conditions under which any debt or obligation is extinguished and the consideration therefor and substituted "Commission" for "supervisory officer".

Subsec. (b)(13). Pub. L. 93–443, § 208(c)(4)(B), substituted "Commission" for "supervisory officer".

Subsecs. (d), (e). Pub. L. 93–443, § 204(c), added subsec. (d) and incorporated provisions of former section 435 of this title in provisions designated as subsec. (e), substituting "Commission" for "supervisory officer" therein.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

REPORT REQUIRED TO BE FILED BY JAN. 31, 1975

Section 204(e) of Pub. L. 93–443 provided that: "Notwithstanding the amendment to section 304 of the Federal Election Campaign Act of 1971 [this section], relating to the time for filing reports, made by the foregoing provisions of this section, nothing in this Act [see short title note under section 431 of this title] shall be construed to waive the report required to be filed by the thirty-first day of January of 1975 under the provisions of such section 304 as in effect on the date of the enactment of this Act. [Oct. 15, 1974]"

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 432, 436 of this title.

§ 435. Campaign advertising requirements.

(a) Charges for space in newspapers or magazines.

No person who sells space in a newspaper or magazine to a candidate, or to the agent of a candidate, for use in connection with such candidate's campaign, may charge any amount for such space which exceeds the amount charged for comparable use of such space for other purposes.

(b) Funds solicitation, notice.

Each political committee shall include on the face or front page of all literature and advertisements soliciting contributions the following notice:

A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C.

(Pub. L. 92–225, title III, § 305, Feb. 7, 1972, 86 Stat. 16, amended Pub. L. 93–443, title II, § 205, Oct. 15, 1974, 88 Stat. 1278.)

PRIOR PROVISIONS

Provisions similar to those comprising subsec. (b) of this section were contained in section 302(f) of Pub. L. 92–225, title III, Feb. 7, 1972, 86 Stat. 12 (formerly classified to prior section 432(f)(1) of this title) prior to amendment of section 302 of Pub. L. 92–225 by Pub. L. 93–443.

AMENDMENTS

1974—Pub. L. 93–433 substituted subsec. (a) and (b) provisions respecting charges for space in newspapers or magazines and funds solicitation notice for prior provision for reports by other than political parties, now covered in section 434(e) of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

§ 436. Formal requirements respecting reports and statements.

(a) Copy; preservation.

A copy of a report or statement shall be preserved by the person filing it for a period of time to be designated by the supervisory officer in a published regulation.

(b) Waiver of reporting requirements.

The Commission may, by a rule of general applicability which is published in the Federal Register not less than 30 days before its effective date, relieve—

(1) any category of candidates of the obligation to comply personally with the reporting requirements of section 434 of this title, if it determines that such action is consistent with the purposes of this Act; and

(2) any category of political committees of the obligation to comply with the reporting requirements of such section if such committees—

(A) primarily support persons seeking State or local office; and

(B) do not operate in more than one State or do not operate on a statewide basis.

(c) Debts, pledges, etc.; separate schedules; aggregate amounts based upon actual payment.

The Commission shall, by published regulations of general applicability, prescribe the manner in which contributions and expenditures in the nature of debts and other contracts, agreements, and promises to make contributions or expenditures shall be reported. Such regulations shall provide that they be reported in separate schedules. In determining aggregate amounts of contributions and expenditures, amounts reported as provided in such regulations shall not be considered until actual payment is made.

(d) Filing date of registered or certified mail.

If a report or statement required by section 433, 434(a)(1)(A)(ii), 434(a)(1)(B), 434(a)(1)(C), or 434(e) of this title to be filed by a treasurer of a political committee or by a candidate or by any other person, is delivered by registered or certified

mail, to the Commission or principal campaign committee with which it is required to be filed, the United States postmark stamped on the cover of the envelope or other container in which such report or statement is so mailed shall be deemed to be the date of filing. (Pub. L. 92–225, title III, § 306, Feb. 7, 1972, 86 Stat. 16, amended Pub. L. 93–443, title II, §§ 206, 207, 208(c)(5), Oct. 15, 1974, 88 Stat. 1278, 1279, 1286.)

REFERENCES IN TEXT

This Act, referred to in subsec. (b)(1), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

AMENDMENTS

1974—Pub. L. 93–443, § 208(c)(5), substituted "Commission" for "supervisory officer" wherever appearing.

Subsec. (a). Pub. L. 93–443, § 207, struck out subsec. (a) provisions respecting verification by oath or affirmation taken before an officer authorized to administer oaths of reports or statements required by this subchapter to be filed by a treasurer of a political committee, a candidate, or by any other person filing such report or statement, now covered by section 9008(g) of Title 26, and redesignated former subsec. (b) as (a).

Subsec. (b). Pub. L. 93–443, §§ 206, 207, substituted introductory text "The Commission may, by a rule of general applicability which is published in the Federal Register not less than 30 days before its effective date" for "The supervisory officer may, by published regulation of general applicability", added par. (1), incorporated existing cl. (1) and (2) in provisions redesignated par. (2)(A) and (B) and deleted former cl. (1) provision respecting relief if the political committee did not substantially support candidates; and redesignated former subsec. (c) as (b), respectively. Former subsec. (b) redesignated (a).

Subsec. (c). Pub. L. 93–443, § 207, redesignated former subsec. (d) as (c). Former subsec. (c) redesignated (b).

Subsec. (d). Pub. L. 93–443, § 207, added subsec. (d). Former subsec. (d) redesingated (c).

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

§ 437. Reports on convention financing.

Each committee or other organization which—

(1) represents a State, or a political subdivision thereof, or any group of persons, in dealing with officials of a national political party with respect to matters involving a convention held in such State or political subdivision to nominate a candidate for the office of President or Vice President, or

(2) represents a national political party in making arrangements for the convention of such party held to nominate a candidate for the office of President or Vice President,

shall, within sixty days following the end of the convention (but not later than twenty days prior to the date on which presidential and vice-presidential electors are chosen), file with the Federal Election Commission a full and complete financial statement, in such form and detail as it may prescribe, of the sources from which it derived its funds, and the purpose for which such funds were expended. (Pub. L. 92–225, title III, § 307, Feb. 7, 1972, 86 Stat. 16, amended Pub. L. 93–443, title II, § 208(c)(6), Oct 15, 1974, 88 Stat. 1286.)

AMENDMENTS

1974—Pub. L. 93–443 substituted "Federal Election Commission" and "it" for "Comptroller General of the United States" and "he".

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 437d of this title; title 26 section 9032.

§ 437a. Reports by certain persons; exemptions.

Any person (other than an individual) who expends any funds or commits any act directed to the public for the purpose of influencing the outcome of an election, or who publishes or broadcasts to the public any material referring to a candidate (by name, description, or other reference) advocating the election or defeat of such candidate, setting forth the candidate's position on any public issue, his voting record, or other official acts (in the case of a candidate who holds or has held Federal office), or otherwise designed to influence individuals to cast their votes for or against such candidate or to withhold their votes from such candidate shall file reports with the Commission as if such person were a political committee. The reports filed by such person shall set forth the source of the funds used in carrying out any activity described in the preceding sentence in the same detail as if the funds were contributions within the meaning of section 431(e) of this title, and payments of such funds in the same detail as if they were expenditures within the meaning of section 431(f) of this title. The provisions of this section do not apply to any publication or broadcast of the United States Government or to any news story, commentary, or editorial distributed through the facilities of a broadcasting station or a bona fide newspaper, magazine, or other periodical publication. A news story, commentary, or editorial is not considered to be distributed through a bona fide newspaper, magazine, or other periodical publication if—

(1) such publication is primarily for distribution to individuals affiliated by membership or stock ownership with the person (other than an individual) distributing it or causing it to be distributed, and not primarily for purchase by the public at newsstands or paid by subscription; or

(2) the news story, commentary, or editorial is distributed by a person (other than an individual) who devotes a substantial part of his activities to attempting to influence the outcome of elections, or to influence public opinion with respect to matters of national or State policy or concern.

(Pub. L. 92–225, title III, § 308, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1279.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 437b. Campaign depositories.

(a) Designation by candidates and treasurers of political committees; maintenance of checking account: deposits and expenditures.

(1) Each candidate shall designate one or more national or State banks as his campaign depositories.

The principal campaign committee of such candidate, and any other political committee authorized by him to receive contributions or to make expenditures on his behalf, shall maintain a checking account at a depository designated by the candidate and shall deposit any contributions received by such committee into such account. A candidate shall deposit any payment received by him under chapter 95 or chapter 97 [1] of Title 26 in the account maintained by his principal campaign committee. No expenditure may be made by any such committee on behalf of a candidate or to influence his election except by check drawn on such account, other than petty cash expenditures as provided in subsection (b) of this section.

(2) The treasurer of each political committee (other than a political committee authorized by a candidate to receive contributions or to make expenditures on his behalf) shall designate one or more national or State banks as campaign depositories of such committee, and shall maintain a checking account for the committee at each such depository. All contributions received by such committee shall be deposited in such accounts. No expenditure may be made by such committee except by check drawn on such accounts, other than petty cash expenditures as provided in subsection (b) of this section.

(b) Petty cash fund; petty cash disbursements: record, and statements and reports to Commission.

A political committee may maintain a petty cash fund out of which it may make expenditures not in excess of $100 to any person in connection with a single purchase or transaction. A record of petty cash disbursements shall be kept in accordance with requirements established by the Commission, and such statements and reports thereof shall be furnished to the Commission as it may require.

(c) Designation by Presidential candidates; depository in each State; depositories of Vice Presidential candidates.

A candidate for nomination for election, or for election, to the office of President of the United States may establish one such depository in each State, which shall be considered as his campaign depository for such State by his principal campaign committee and any other political committee authorized by him to receive contributions or to make expenditures on his behalf in such State, under rules prescribed by the Commission. The campaign depository of the candidate of a political party for election to the office of Vice President of the United States shall be the campaign depository designated by the candidate of such party for election to the office of President of the United States. (Pub. L. 92–225, title III, § 309, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1280.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

[1] So in original. Probably should be chapter 96.

§ 437c. Federal Election Commission.

(a) Establishment; membership; term of office; vacancies; qualifications; compensation; chairman and vice chairman.

(1) There is established a commission to be known as the Federal Election Commission. The Commission is composed of the Secretary of the Senate and the Clerk of the House of Representatives, ex officio and without the right to vote, and 6 members appointed as follows:

(A) 2 shall be appointed, with the confirmation of a majority of both Houses of the Congress, by the President pro tempore of the Senate upon the recommendations of the majority leader of the Senate and the minority leader of the Senate;

(B) 2 shall be appointed, with the confirmation of a majority of both Houses of the Congress, by the Speaker of the House of Representatives, upon the recommendations of the majority leader of the House and the minority leader of the House; and

(C) 2 shall be appointed, with the confirmation of a majority of both Houses of the Congress, by the President of the United States.

A member appointed under subparagraph (A), (B), or (C) shall not be affiliated with the same political party as the other member appointed under such paragraph.

(2) Members of the Commission shall serve for terms of 6 years, except that of the members first appointed—

(A) one of the members appointed under paragraph (1)(A) shall be appointed for a term ending on the April 30 first occurring more than 6 months after the date on which he is appointed;

(B) one of the members appointed under paragraph (1)(B) shall be appointed for a term ending 1 year after the April 30 on which the term of the member referred to in subparagraph (A) of this paragraph ends;

(C) one of the members appointed under paragraph (1)(C) shall be appointed for a term ending 2 years thereafter;

(D) one of the members appointed under paragraph (1)(A) shall be appointed for a term ending 3 years thereafter;

(E) one of the members appointed under paragraph (1)(B) shall be appointed for a term ending 4 years thereafter; and

(F) one of the members appointed under paragraph (1)(C) shall be appointed for a term ending 5 years thereafter.

An individual appointed to fill a vacancy occurring other than by the expiration of a term of office shall be appointed only for the unexpired term of the member he succeeds. Any vacancy occurring in the membership of the Commission shall be filled in the same manner as in the case of the original appointment.

(3) Members shall be chosen on the basis of their maturity, experience, integrity, impartiality, and good judgment and shall be chosen from among individuals who, at the time of their appointment, are not elected or appointed officers or employees in the executive, legislative, or judicial branch of the Government of the United States.

(4) Members of the Commission (other than the Secretary of the Senate and the Clerk of the House of Representatives) shall receive compensation equivalent to the compensation paid at level IV of the Executive Schedule (5 U.S.C. 5315).

(5) The Commission shall elect a chairman and a vice chairman from among its members (other than the Secretary of the Senate and the Clerk of the House of Representatives) for a term of one year. No member may serve as chairman more often than once during any term of office to which he is appointed. The chairman and the vice chairman shall not be affiliated with the same political party. The vice chairman shall act as chairman in the absence or disability of the chairman, or in the event of a vacancy in such office.

(b) Administration, enforcement, and formulation of policy; primary jurisdiction of civil enforcement.

The Commission shall administer, seek to obtain compliance with, and formulate policy with respect to this Act and sections 608, 610, 611, 613, 614, 615, 616, and 617 of Title 18. The Commission has primary jurisdiction with respect to the civil enforcement of such provisions.

(c) Voting requirement; nondelegation of function.

All decisions of the Commission with respect to the exercise of its duties and powers under the provisions of this subchapter shall be made by a majority vote of the members of the Commission. A member of the Commission may not delegate to any person his vote or any decisionmaking authority or duty vested in the Commission by the provisions of this subchapter.

(d) Meetings.

The Commissiion shall meet at least once each month and also at the call of any member.

(e) Rules for conduct of activities; seal, judicial notice; principal office.

The Commission shall prepare written rules for the conduct of its activities, shall have an official seal which shall be judicially noticed, and shall have its principal office in or near the District of Columbia (but it may meet or exercise any of its powers anywhere in the United States).

(f) Staff director and general counsel: appointment and compensation; appointment and compensation of personnel and procurement of intermittent services by staff director; use of assistance, personnel, and facilities of Federal agencies and departments.

(1) The Commission shall have a staff director and a general counsel who shall be appointed by the Commission. The staff director shall be paid at a rate not to exceed the rate of basic pay in effect for level IV of the Executive Schedule (5 U.S.C. 5315). The general counsel shall be paid at a rate not to exceed the rate of basic pay in effect for level V of the Executive Schedule (5 U.S.C. 5316). With the approval of the Commission, the staff director may appoint and fix the pay of such additional personnel as he considers desirable.

(2) With the approval of the Commission, the staff director may procure temporary and intermittent services to the same extent as is authorized by section 3109(b) of Title 5, but at rates for individuals not to exceed the daily equivalent of the annual rate of basic pay in effect for grade GS–15 of the General Schedule (5 U.S.C. 5332).

(3) In carrying out its responsibilities under this Act, the Commission shall, to the fullest extent practicable, avail itself of the assistance, including personnel and facilities, of other agencies and departments of the United States Government. The heads of such agencies and departments may make available to the Commission such personnel, facilities, and other assistance, with or without reimbursement, as the Commission may request. (Pub. L. 92–225, title III, § 310, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1280.)

REFERENCES IN TEXT

This Act, referred to in subsecs. (b) and (f)(3), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

TRANSITIONAL PROVISION PENDING APPOINTMENT AND QUALIFICATION OF MEMBERS AND GENERAL COUNSEL OF FEDERAL ELECTION COMMISSION AND TRANSFER OF RECORDS, DOCUMENTS, MEMORANDUMS, AND OTHER PAPERS

Section 208(b) of Pub. L. 93–443 provided that: "Until the appointment and qualification of all the members of the Federal Election Commission and its general counsel and until the transfer provided for in this subsection, the Comptroller General, the Secretary of the Senate, and the Clerk of the House of Representatives shall continue to carry out their responsibilities under title I [enacting former sections 801–805 and amending sections 312 and 315 of Title 47] and title III of the Federal Election Campaign Act of 1971 as such titles existed on the day before the date of enactment of this Act [Oct. 15, 1974]. Upon the appointment of all the members of the Commission and its general counsel, the Comptroller General, the Secretary of the Senate, and the Clerk of the House of Representatives shall meet with the Commission and arrange for the transfer, within 30 days after the date on which all such members and the general counsel are appointed, of copies of all appropriate records, documents, memorandums, and other papers associated with carrying out their responsibilities under title I [enacting former sections 801–805 and amending sections 312 and 315 of Title 47] and title III [subchapter] of the Federal Election Campaign Act of 1971 and chapter 95 of the Internal Revenue Code of 1954 [Title 26]."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 18 section 591; title 26 sections 9002, 9032.

§ 437d. Powers of Commission.

(a) Specific enumeration.

The Commission has the power—

(1) to require, by special or general orders, any person to submit in writing such reports and answers to questions as the Commission may prescribe; and such submission shall be made within such a reasonable period of time and under oath or otherwise as the Commission may determine:

(2) to administer oaths or affirmations;

(3) to require by subpena, signed by the chairman or the vice chairman, the attendance and testimony of witnesses and the production of all documentary evidence relating to the execution of its duties;

(4) in any proceeding or investigation, to order testimony to be taken by deposition before any

person who is designated by the Commission and has the power to administer oaths and, in such instances, to compel testimony and the production of evidence in the same manner as authorized under paragraph (3) of this subsection;

(5) to pay witnesses the same fees and mileage as are paid in like circumstances in the courts of the United States;

(6) to initiate (through civil proceedings for injunctive, declaratory, or other appropriate relief), defend, or appeal any civil action in the name of the Commission for the purpose of enforcing the provisions of this Act, through its general counsel;

(7) to render advisory opinions under section 437 of this title;

(8) to make, amend, and repeal such rules, pursuant to the provisions of chapter 5 of Title 5, as are necessary to carry out the provisions of this Act;

(9) to formulate general policy with respect to the administration of this Act and sections 608, 610, 611, 613, 614, 615, 616, and 617 of Title 18;

(10) to develop prescribed forms under subsection (a)(1) of this section; and

(11) to conduct investigations and hearings expeditiously, to encourage voluntary compliance, and to report apparent violations to the appropriate law enforcement authorities.

(b) Judicial orders for compliance with subpenas and orders of Commission; contempt of court.

Any United States district court within the jurisdiction of which any inquiry is carried on, may, upon petition by the Commission, in case of refusal to obey a subpena or order of the Commission issued under subsection (a) of this section, issue an order requiring compliance therewith. Any failure to obey the order of the court may be punished by the court as a contempt thereof.

(c) Civil liability for disclosure of information.

No person shall be subject to civil liability to any person (other than the Commission or the United States) for disclosing information at the request of the Commission.

(d) Transmittal to Congress: Budget estimates or requests and legislative recommendations; prior transmittal to Congress: legislative recommendations.

(1) Whenever the Commission submits any budget estimate or request to the President of the United States or the Office of Management and Budget, it shall concurrently transmit a copy of such estimate or request to the Congress.

(2) Whenever the Commission submits any legislative recommendations, or testimony, or comments on legislation, requested by the Congress or by any Member of the Congress, to the President of the United States or the Office of Management and Budget, it shall concurrently transmit a copy thereof to the Congress or to the Member requesting the same. No officer or agency of the United States shall have any authority to require the Commission to submit its legislative recommendations, testimony, or comments on legislation, to any office or agency of the United States for approval, comments, or review, prior to the submission of such recommendations, testimony, or comments to the Congress. (Pub. L. 92–225, title III, § 311, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1282.)

REFERENCES IN TEXT

This Act, referred to in subsec. (a)(6), (9), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 437e. Reports to President and Congress.

The Commission shall transmit reports to the President of the United States and to each House of the Congress no later than March 31 of each year. Each such report shall contain a detailed statement with respect to the activities of the Commission in carrying out its duties under this subchapter, together with recommendations for such legislative or other action as the Commission considers appropriate. (Pub. L. 92–225, title III, § 312, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1283.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 437f. Advisory opinions.

(a) Written requests; written opinions within reasonable time; specific transactions or activities constituting violations of provisions.

Upon written request to the Commission by any individual holding Federal office, any candidate for Federal office, or any political committee, the Commission shall render an advisory opinion, in writing, within a reasonable time with respect to whether any specific transaction or activity by such individual, candidate, or political committee would constitute a violation of this Act, of chapter 95 or chapter 96 of Title 26, or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18.

(b) Presumption of compliance with provisions based on good faith actions.

Notwithstanding any other provision of law, any person with respect to whom an advisory opinion is rendered under subsection (a) of this section who acts in good faith in accordance with the provisions and findings of such advisory opinion shall be presumed to be in compliance with the provision of this Act, of chapter 95 or chapter 96 of Title 26, or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18, with respect to which such advisory opinion is rendered.

(c) Requests made public; transmittal to Commission of comments of interested parties with respect to such requests.

Any request made under subsection (a) of this section shall be made public by the Commission. The Commission shall, before rendering an advisory opinion with respect to such request, provide any interested party with an opportunity to transmit written comments to the Commission with respect to such request. (Pub. L. 92–225, title III, § 313, as

added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1283.)

REFERENCES IN TEXT

This Act, referred to in subsecs. (a) and (b), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 437g. Enforcement.

(a) Violations; complaints and referrals; notification and investigation by Commission: venue, judicial orders; referral to law enforcement authorities; civil actions by Attorney General: venue, judicial orders, bond; subpenas; review by courts of appeals: time for petition, finality of judgment; review by Supreme Court; docket: advancement and priorities.

(1)(A) Any person who believes a violation of this Act or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18 has occurred may file a complaint with the Commission.

(B) In any case in which the Clerk of the House of Representatives or the Secretary of the Senate (who receive reports and statements as custodian for the Commission) has reason to believe a violation of this Act or section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18 has occurred, he shall refer such apparent violation to the Commission.

(2) The Commission, upon receiving any complaint under paragraph (1)(A), or a referral under paragraph (1)(B), or if it has reason to believe that any person has committed a violation of any such provision, shall notify the person involved of such apparent violation and shall—

(A) report such apparent violation to the Attorney General; or

(B) make an investigation of such apparent violation.

(3) Any investigation under paragraph (2)(B) shall be conducted expeditiously and shall include an investigation of reports and statements filed by any complainant under this subchapter, if such complainant is a candidate. Any notification or investigation made under paragraph (2) shall not be made public by the Commission or by any other person without the written consent of the person receiving such notification or the person with respect to whom such investigation is made.

(4) The Commission shall, at the request of any person who receives notice of an apparent violation under paragraph (2), conduct a hearing with respect to such apparent violation.

(5) If the Commission determines, after investigation, that there is reason to believe that any person has engaged, or is about to engage in any acts or practices which constitute or will constitute a violation of this Act, it may endeavor to correct such violation by informal methods of conference, conciliation, and persuasion. If the Commission fails to correct the violation through informal methods, it may institute a civil action for relief, including a permanent or temporary injunction, restraining order, or any other appropriate order in the district court of the United States for the district in which the person against whom such action is brought is found, resides, or transacts business. Upon a proper showing that such person has engaged or is about to engage in such acts or practices, the court shall grant a permanent or temporary injunction, restraining order, or other order.

(6) The Commission shall refer apparent violations to the appropriate law enforcement authorities to the extent that violations of provisions of chapter 29 of Title 18 are involved, or if the Commission is unable to correct apparent violations of this Act under the authority given it by paragraph (5), or if the Commission determines that any such referral is appropriate.

(7) Whenever in the judgment of the Commission, after affording due notice and an opportunity for a hearing, any person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of any provision of this Act or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18, upon request by the Commission the Attorney General on behalf of the United States shall institute a civil action for relief, including a permanent or temporary injunction, restraining order, or any other appropriate order in the district court of the United States for the district in which the person is found, resides, or transacts business. Upon a proper showing that such person has engaged or is about to engage in such acts or practices, a permanent or temporary injunction, restraining order, or other order shall be granted without bond by such court.

(8) In any action brought under paragraph (5) or (7) of this subsection, subpenas for witnesses who are required to attend a United States district court may run into any other district.

(9) Any party aggrieved by an order granted under paragraph (5) or (7) of this subsection may, at any time within 60 days after the date of entry thereof, file a petition with the United States court of appeals for the circuit in which such order was issued for judicial review of such order.

(10) The judgment of the court of appeals affirming or setting aside, in whole or in part, any such order of the district court shall be final, subject to review by the Supreme Court of the United States upon certiorari or certification as provided in section 1254 of Title 28.

(11) Any action brought under this subsection shall be advanced on the docket of the court in which filed, and put ahead of all other actions (other than other actions brought under this subsection or under section 437h of this title).

(b) Reports of Attorney General to Commission respecting action taken; reports of Commission respecting status of referrals.

In any case in which the Commission refers an apparent violation to the Attorney General, the Attorney General shall respond by report to the Commission with respect to any action taken by the Attorney General regarding such apparent violation. Each report shall be tranmitted no later than 60 days after the date the Commission refers any apparent violation, and at the close of every 30-day period thereafter until there is final disposition of such apparent violation. The Commission may from

time to time prepare and publish reports on the status of such referrals. (Pub. L. 92–225, title III, § 314, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1284.)

REFERENCES IN TEXT

This Act, referred to in subsec. (a)(1), (5)–(7), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

PRIOR PROVISIONS

Provisions similar to those comprising subsec. (a) of this section were contained in section 308(d) of Pub. L. 92–225, title III, Feb. 7, 1972, 86 Stat. 18 (formerly classified to prior section 438(d) of this title) prior to amendment of section 308 of Pub. L. 92–225 by Pub. L. 93–443.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 437h. Judicial review.

(a) Actions, including declaratory judgments, for construction of constitutional questions; eligible plaintiffs; certification of such questions to courts of appeals sitting en banc.

The Commission, the national committee of any political party, or any individual eligible to vote in any election for the office of President of the United States may institute such actions in the appropriate district court of the United States, including actions for declaratory judgment, as may be appropriate to construe the constitutionality of any provision of this Act or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18. The district court immediately shall certify all questions of constitutionality of this Act or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18, to the United States court of appeals for the circuit involved, which shall hear the matter sitting en banc.

(b) Appeal to Supreme Court; time for appeal.

Notwithstanding any other provision of law, any decision on a matter certified under subsection (a) of this section shall be reviewable by appeal directly to the Supreme Court of the United States. Such appeal shall be brought no later than 20 days after the decision of the court of appeals.

(c) Advancement on appellate docket and expedited disposition of certified questions.

It shall be the duty of the court of appeals and of the Supreme Court of the United States to advance on the docket and to expedite to the greatest possible extent the disposition of any matter certified under subsection (a) of this section. (Pub. L. 92–225, title III, § 315, as added Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1285.)

REFERENCES IN TEXT

This Act, referred to in subsec. (a), means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title notes under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 437g of this title.

§ 438. Administrative provisions.

(a) Federal Election Commission; duties.

It shall be the duty of the Commission—

(1) Forms.

to develop and furnish to the person required by the provisions of this Act prescribed forms for the making of the reports and statements required to be filed with it under this subchapter;

(2) Manual for uniform bookkeeping and reporting methods.

to prepare, publish, and furnish to the person required to file such reports and statements a manual setting forth recommended uniform methods of bookkeeping and reporting;

(3) Filing, coding, and cross-indexing system.

to develop a filing, coding, and cross-indexing system consonant with the purposes of this subchapter;

(4) Public inspection; copies; sale or use restrictions.

to make the reports and statements filed with it available for public inspection and copying, commencing as soon as practicable but not later than the end of the second day following the day during which it was received, and to permit copying of any such report or statement by hand or by duplicating machine, as requested by any person, at the expense of such person: *Provided*, That any information copied from such reports and statements shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose;

(5) Preservation of reports and statements.

to preserve such reports and statements for a period of ten years from date of receipt, except that reports and statements relating solely to candidates for the House of Representatives shall be preserved for only five years from the date of receipt;

(6) Index of reports and statements; publication in Federal Register.

to compile and maintain a cumulative index of reports and statements filed with it, which shall be published in the Federal Register at regular intervals and which shall be available for purchase directly or by mail for a reasonable price;

(7) Special reports; publication.

to prepare and publish from time to time special reports listing those candidates for whom reports were filed as required by this subchapter and those candidates for whom such reports were not filed as so required;

(8) Audits; investigations.

to make from time to time audits and field investigations with respect to reports and statements filed under the provisions of this subchapter, and with respect to alleged failures to file any report or statement required under the provisions of this subchapter;

(9) Enforcement authorities; reports of violations.

to report apparent violations of law to the appropriate law enforcement authorities; and

(10) Rules and regulations.

to prescribe suitable rules and regulations to carry out the provisions of this subchapter, in accordance with the provisions of subsection (c) of this section.

(b) Commission; duties: national clearinghouse for information; studies, scope, publication, copies to general public at cost.

It shall be the duty of the Commission to serve as a national clearinghouse for information in respect to the administration of elections. In carrying out its duties under this subsection, the Commission shall enter into contracts for the purpose of conducting independent studies of the administration of elections. Such studies shall include, but shall not be limited to, studies of—

(1) the method of selection of, and the type of duties assigned to, officials and personnel working on boards of elections;

(2) practices relating to the registration of voters; and

(3) voting and counting methods.

Studies made under this subsection shall be published by the Commission and copies thereof shall be made available to the general public upon the payment of the cost thereof.

(c) Proposed rules or regulations; statement, transmittal to Congress; Presidential elections and Congressional elections; "legislative days" defined.

(1) The Commission, before prescribing any rule or regulation under this section, shall transmit a statement with respect to such rule or regulation to the Senate or the House of Representatives, as the case may be, in accordance with the provisions of this subsection. Such statement shall set forth the proposed rule or regulation and shall contain a detailed explanation and justification of such rule or regulation.

(2) If the appropriate body of the Congress which receives a statement from the Commission under this subsection does not, through appropriate action, disapprove the proposed rule or regulation set forth in such statement no later than 30 legislative days after receipt of such statement, then the Commission may prescribe such rule or regulation. In the case of any rule or regulation proposed to deal with reports or statements required to be filed under this subchapter by a candidate for the office of President of the United States, and by political committees supporting such a candidate both the Senate and the House of Representatives shall have the power to disapprove such proposed rule or regulation. The Commission may not prescribe any rule or regulation which is disapproved under this paragraph.

(3) If the Commission proposes to prescribe any rule or regulation dealing with reports or statements required to be filed under this subchapter by a candidate for the office of Senator, and by political committees supporting such candidate, it shall transmit such statement to the Senate. If the Commission proposes to prescribe any rule or regulation dealing with reports or statements required to be filed under this subchapter by a candidate for the office of Representative, Delegate, or Resident Commissioner, and by political committees supporting such candidate, it shall transmit such statement to the House of Representatives. If the Commission proposes to prescribe any rule or regulation dealing with reports or statements required to be filed under this subchapter by a candidate for the office of President of the United States, and by political committees supporting such candidate it shall transmit such statement to the House of Representatives and the Senate.

(4) For purposes of this subsection, the term "legislative days" does not include, with respect to statements transmitted to the Senate, any calendar day on which the Senate is not in session, and with respect to statements transmitted to the House of Representatives, any calendar day on which the House of Representatives is not in session, and with respect to statements transmitted to both such bodies, any calendar day on which both Houses of the Congress are not in session.

(d) Rules and regulations; issuance; custody of reports and statements; Congressional cooperation.

(1) The Commission shall prescribe suitable rules and regulations to carry out the provisions of this subchapter, including such rules and regulations as may be necessary to require that—

(A) reports and statements required to be filed under this subchapter by a candidate for the office of Representative in, or Delegate or Resident Commissioner to, the Congress of the United States, and by political committees supporting such candidate, shall be received by the Clerk of the House of Representatives as custodian for the commission;

(B) reports and statements required to be filed under this subchapter by a candidate for the office of Senator, and by political committees supporting such candidate, shall be received by the Secretary of the Senate as custodian for the Commission; and

(C) the Clerk of the House of Representatives and the Secretary of the Senate, as custodians for the Commission, each shall make the reports and statements received by him available for public inspection and copying in accordance with paragraph (4) of subsection (a) of this section, and preserve such reports and statements in accordance with paragraph (5) of subsection (a) of this section.

(2) It shall be the duty of the Clerk of the House of Representatives and the Secretary of the Senate to cooperate with the Commission in carrying out its duties under this Act and to furnish such services and facilities as may be required in accordance with this section. (Pub. L. 92–225, title III, § 316, formerly 308, Feb. 7, 1972, 86 Stat. 16, renumbered and amended Pub. L. 93–443, title II, §§ 208 (a), (c) (8)–(10), 209 (a) (1), (b), Oct. 15, 1974, 88 Stat. 1286, 1287, 1289.)

REFERENCES IN TEXT

This Act, referred to in subsecs. (a) (1) and (d) (2) means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in this Code, see Short Title note set out under section 431 of this title.

AMENDMENTS

1974—Subsec. (a) Pub. L. 93–443, § 208(c) (8), substituted "Commission" for "supervisory officer" in text preceding par. (1).

Subsec. (a) (1), (4). Pub. L. 93–443, § 208(c) (9) (A), (B), substituted "him" for "it" in pars. (1) and (4).

Subsec. (a) (6). Pub. L. 93–443, § 209(a) (1), substituted provisions respecting index of reports and statements and publication thereof in Federal Register for provisions respecting compilation and maintenance of current list of candidate statements.

Subsec. (a) (7). Pub. L. 93–443, § 209(a) (1), substituted provision for preparation and publication of special re-

ports listing candidates for whom reports were filed as required by this subchapter and those candidates for whom such reports were not filed as so required for provisions respecting publication of annual reports and compilations of data.

Subsec. (a)(8). Pub. L. 93–443, § 209(a)(1), redesignated former par. (11) as (8) and struck out prior par. (8) provision for preparation and publication of special reports comparing the various totals and categories of contributions and expendiutres made with respect to preceding elections.

Subsec. (9). Pub. L. 93–443, § 209(a)(1), redesignated former par. (12) as (9) and struck out prior par. (9) provision for preparation and publication of other reports.

Subsec. (a)(10). Pub. L. 93–443, § 209(a)(1), (b)(1), redesignated former par. (13) as (10), inserted end text reading ", in accordance with the provisions of subsection (c) of this section", and struck out prior par. (10) provision for dissemination of information.

Subsec. (a)(11)–(13). Pub. L. 93–443, § 209(a)(1), redesignated former pars. (11) to (13) as (8) to (10), respectively.

Subsec. (b). Pub. L. 93–443, §§ 208(c)(10)(A),(B), 209(b)(2)(A), substituted "Commission" for "Comotroller General" wherever appearing and "its" for "his" in second sentence and struck out provision that "Nothing in this subsection shall be construed to authorize the Comptroller General to require the inclusion of any comment or recommendation of the Comptroller General in any such study.", redesignated former subsec. (c) as (b) and struck out prior subsec. (b) provisions respecting Federal and State filing of reports, including procedures for Federal copies in satisfaction of State requirements to eliminate multiple filings.

Subsec. (c). Pub. L. 93–443, § 209(b)(2)(A),(B), added subsec. (c) and redesignated former subsec. (c) as (b).

Subsec. (d). Pub. L. 93–443, § 209(b)(2)(A),(B), added subsec. (d) and deleted former subsec. (d) provisions respecting violations, the paragraphs relating to: (1) complaints, investigations, notice and hearing, Federal civil actions for injunction, restraining orders, or other appropriate orders, venue, and bond; (2) subpenas; (3) review by court of appeals and time for petition of review; (4) finality of appellate judgment and review by Supreme Court; and (5) docket advancement and priorities, provisions now covered by section 437g(a) of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

ANNUAL REPORTS FOR CALENDAR YEARS BEGINNING AFTER DEC. 31, 1972

Section 209(a)(2) of Pub. L. 93–443 provided that: "Notwithstanding section 308(a)(7) of the Federal Election Campaign Act of 1971 [subsec. (a)(7) of this section] (relating to an annual report by the supervisory officer), as in effect on the day before the effective date of the amendments made by paragraph (1) of this subsection, no such annual report shall be required with respect to any calendar year beginning after December 31, 1972."

§ 439. Statements filed with State officers.

(a) "Appropriate State" defined.

A copy of each statement required to be filed with the Commission by this subchapter shall be filed with the Secretary of State (or, if there is no office of Secretary of State, the equivalent State officer) of the appropriate State. For purposes of this subsection, the term "appropriate State" means—

(1) for reports relating to expenditures and contributions in connection with the campaign for nomination for election, or election, of a candidate to the office of President or Vice President of the United States, each State in which an expenditure is made by him or on his behalf, and

(2) for reports relating to expenditures and contributions in connection with the campaign for nomination for election, or election, of a candidate to the office of Senator or Representative in, or Delegate or Resident Commissioner to, the Congress of the United States, the State in which he seeks election.

(b) Duties of State officers.

It shall be the duty of the Secretary of State, or the equivalent State officer, under subsection (a) of this section—

(1) to receive and maintain in an orderly manner all reports and statements required by this subchapter to be filed with him;

(2) to preserve such reports and statements for a period of ten years from date of receipt, except that reports and statements relating solely to candidates for the House of Representatives shall be preserved for only five years from the date of receipt;

(3) to make the reports and statements filed with him available for public inspection and copying during regular office hours, commencing as soon as practicable but not later than the end of the day during which it was received, and to permit copying of any such report or statement by hand or by duplicating machine, requested by any person, at the expense of such person; and

(4) to compile and maintain a current list of all statements or parts of statements pertaining to each candidate.

(Pub. L. 92–225, title III, § 317, formerly § 309, Feb. 7, 1972, 86 Stat. 18, renumbered and amended Pub. L. 93–443, title II, § 208(a), (c)(ii), Oct. 15, 1974, 88 Stat. 1279, 1287.)

AMENDMENTS

1974—Subsec. (a). Pub. L. 93–443, § 208(c)(11), substituted "the Commission" for "a supervisory officer".

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

§ 439a. Use of contributed amounts for certain purposes; rules of Commission.

Amounts received by a candidate as contributions that are in excess of any amount necessary to defray his expenditures, and any other amounts contributed to an individual for the purpose of supporting his activities as a holder of Federal office, may be used by such candidate or individual, as the case may be, to defray any ordinary and necessary expenses incurred by him in connection with his duties as a holder of Federal office, may be contributed by him to any organization described in section 170(c) of Title 26, or may be used for any other lawful purpose. To the extent any such contribution, amount contributed, or expenditure thereof is not otherwise required to be disclosed under the provisions of this subchapter, such contribution, amount contributed, or expenditure shall be fully disclosed in accordance with rules promulgated by the Commission. The Commission is authorized to prescribe such rules as may be necessary to carry out the provisions of this

section. (Pub. L. 92–225, title III, § 318, as added Pub. L. 93–443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 439b. Prohibition of franked solicitations.

No Senator, Representative, Resident Commissioner, or Delegate shall make any solicitations of funds by a mailing under the frank under section 3210 of Title 39. (Pub. L. 92–225, title III, § 319, as added Pub. L. 93–443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 439c. Authorization of appropriations.

There are authorized to be appropriated to the Commission for the purpose of carrying out its functions under this Act, and under chapters 95 and 96 of Title 26, not to exceed $5,000,000 for the fiscal year ending June 30, 1975. (Pub. L. 92–225, title III, § 320, as added Pub. L. 93–443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289.)

REFERENCES IN TEXT

This Act, referred to in text, means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in the Code, see Short Title note under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 440. Repealed. Pub. L. 93–443, title I, § 101(f)(4), Oct. 15, 1974, 88 Stat. 1268.

Section, Pub. L. 92–225, title III, § 310, Feb. 7, 1972, 86 Stat. 19, related to prohibition of contributions in the name of another and is now covered in section 614(a) of Title 18, Crimes and Criminal Procedure.

EFFECTIVE DATE OF REPEAL

Section repealed effective Jan. 1, 1975, see section 410 (a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 441. Penalties for violations.

(a) Any person who violates any of the provisions of this subchapter shall be fined not more than $1,000 or imprisoned not more than one year, or both.

(b) In case of any conviction under this subchapter, where the punishment inflicted does not include imprisonment, such conviction shall be deemed a misdemeanor conviction only. (Pub. L. 92–225, title III, § 321, formerly § 311, Feb. 7, 1972, 86 Stat. 19, renumbered Pub. L. 93–443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1279.)

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

FEDERAL ELECTION CRIMINAL PROVISIONS

Definitions, promise of employment or other benefit for political activity, limitations on contributions and expenditures, contributions or expenditures by national banks, corporations or labor organizations, and contributions by Government contractors, see sections 591, 600, 608, 610, and 611 of Title 18, Crimes and Criminal Procedure.

§ 442. Authority to procure technical support and other services and incur travel expenses; payment of such expenses.

For the purpose of carrying out his duties under the Federal Election Campaign Act of 1971, the Secretary of the Senate is authorized, from and after July 1, 1972, (1) to procure technical support services, (2) to procure the temporary or intermittent services of individual technicians, experts, or consultants, or organizations thereof, in the same manner and under the same conditions, to the extent applicable, as a standing committee of the Senate may procure such services under section 72a(i) of this title, (3) with the prior consent of the Government department or agency concerned and the Committee on Rules and Administration, to use on a reimbursable basis the services of personnel of any such department or agency, and (4) to incur official travel expenses. Payments to carry out the provisions of this paragraph shall be made from funds included in the appropriation "Miscellaneous Items" under the heading "Contingent Expenses of the Senate" upon vouchers approved by the Secretary of the Senate. All sums received by the Secretary under authority of the Federal Election Campaign Act of 1971 shall be covered into the Treasury as miscellaneous receipts. (Pub. L. 92–342, § 101, July 10, 1972, 86 Stat. 435.)

REFERENCES IN TEXT

The Federal Election Campaign Act of 1971, referred to in text, is Pub. L. 92–225. For classification of Pub. L. 92–225 in the Code, see short title note under section 431 of this title.

CODIFICATION

Section was enacted as part of Legislative Branch Appropriation Act, 1973, Pub. L. 92–342, and not as a part of Federal Election Campaign Act of 1971, which comprises this chapter.

SUBCHAPTER II.—GENERAL PROVISIONS

§ 451. Extension of credit by regulated industries; regulations.

The Civil Aeronautics Board, the Federal Communications Commission, and the Interstate Commerce Commission shall each promulgate, within ninety days after February 7, 1972, its own regulations with respect to the extension of credit, without security, by any person regulated by such Board or Commission to any candidate for Federal office, or to any person on behalf of such a candidate, for goods furnished or services rendered in connection with the campaign of such candidate for nomination for election, or election, to such office. (Pub. L. 92–225, title IV, § 401, Feb. 7, 1972, 86 Stat. 19, amended Pub. L. 93–443, title II, § 201(b)(1), Oct. 15, 1974, 88 Stat. 1275.)

AMENDMENTS

1974—Pub. L. 93–443 struck out "(as such term is defined in section 431(c) of this title)" following "Federal office".

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–443 effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 452. Prohibition against use of certain Federal funds for election activities.

No part of any funds appropriated to carry out the Economic Opportunity Act of 1964 shall be used to

finance, directly or indirectly, any activity designed to influence the outcome of any election to Federal office, or any voter registration activity, or to pay the salary of any officer or employee of the Office of Economic Opportunity who, in his official capacity as such an officer or employee, engages in any such activity. (Pub. L. 92–225, title IV, § 402, Feb. 7, 1972, 86 Stat. 19, amended Pub. L. 93–443, title II, § 201(b)(2), Oct. 15, 1974, 88 Stat. 1275.)

REFERENCES IN TEXT

The Office of Economic Opportunity Act of 1964, referred to in the text, is classified to chapter 34 (§ 2701 et seq.) of Title 42, The Public Health and Welfare.

AMENDMENTS

1974—Pub. L. 93–443 deleted reference to section 431 (a) and (c) of this title for definition of "election" and "Federal office".

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–443 effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

COMMUNITY SERVICES ADMINISTRATION

Pub. L. 93–644, § 9(a), Jan. 4, 1975, 88 Stat. 2310, amended the Economic Opportunity Act of 1964 to create the Community Services Administration as the successor authority to the Office of Economic Opportunity. For all references to the Office of Economic Opportunity or to the Director of the Office of Economic Opportunity in statutes, reorganization plans, executive orders, regulations, or other official documents or proceedings to be deemed, on or after Jan. 4, 1975, to refer to the Community Services Administration, or to the Director thereof, see section 2941 of Title 42, The Public Health and Welfare.

§ 453. State laws affected.

The provisions of this Act, and of rules prescribed under this Act, supersede and preempt any provision of State law with respect to election to Federal office. (Pub. L. 92–225, title IV, § 403, Feb. 7, 1972, 86 Stat. 20, amended Pub. L. 93–443, title III, § 301, Oct. 15, 1974, 88 Stat. 1289.)

REFERENCES IN TEXT

This Act, referred to in the text, means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in this Code, see Short Title note set out under section 431 of this title.

AMENDMENTS

1974—Pub. L. 93–443 substituted provision for Pub. L. 92–225 and rules thereunder to supersede and preempt any provision of State law with respect to election to Federal office for prior provisions which in former subsec. (a) stated that nothing in Pub. L. 92–225 shall be deemed to invalidate or make inapplicable any provision of State law, except where compliance with such provision would result in a violation of Pub. L. 92–225 and in former subsec. (b) stated that no provision of State law shall be construed to prohibit any person from taking any action authorized by Pub. L. 92–225 or from making any expenditure which he could lawfully make under Pub. L. 92–225.

EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93–443 effective Oct. 15, 1974, see section 410(b) of Pub. L. 93–443, set out as a note under section 431 of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

§ 454. Partial invalidity.

If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the validity of the remainder of the Act and the application of such provision to other persons and circumstances shall not be affected thereby. (Pub. L. 92–225, title IV, § 404, Feb. 7, 1972, 86 Stat. 20.)

REFERENCES IN TEXT

This Act, referred to in the text, means the Federal Election Campaign Act of 1971, Pub. L. 92–225. For classification of the Act in this Code, see Short Title note set out under section 431 of this title.

EFFECTIVE DATE

Section effective on Dec. 31, 1971, or 60 days after Feb. 7, 1972, whichever is later, see section 408 of Pub. L. 92–225, set out as a note under section 431 of this title.

§ 455. Period of limitations.

(a) Three year period.

No person shall be prosecuted, tried, or punished for any violation of subchapter I of this chapter or of section 608, 610, 611, 613, 614, 615, 616, or 617 of Title 18, unless the indictment is found or the information is instituted within 3 years after the date of the violation.

(b) Effective date; acts or omissions, legality; pending proceedings.

Notwithstanding any other provision of law—

(1) the period of limitations referred to in subsection (a) of this section shall apply with respect to violations referred to in such subsection committed before, on, or after the effective date of this section; and

(2) no criminal proceeding shall be instituted against any person for any act or omission which was a violation of any provision of subchapter I of this chapter, or section 608, 610, 611, or 613 of Title 18, as in effect on December 31, 1974, if such act or omission does not constitute a violation of any such provision, as amended by the Federal Election Campaign Act Amendments of 1974.

Nothing in this subsection shall affect any proceeding pending in any court of the United States on the effective date of this section. (Pub. L. 92–225, title IV, § 406 as added Pub. L. 93–443, title III, § 302, Oct. 15, 1974, 88 Stat. 1289.)

REFERENCES IN TEXT

For classification in the Code of Federal Election Campaign Act Amendments of 1974, referred to in subsec. (b), see Short Title note under section 431 of this title.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93–443, set out as a note under section 431 of this title.

§ 456. Additional enforcement authority.

(a) Findings, after notice and hearing, or failure to file timely reports; disqualification for prescribed period from candidacy in future Federal elections.

In any case in which the Commission, after notice and opportunity for a hearing on the record in accordance with section 554 of Title 5, makes a finding that a person who, while a candidate for Federal office, failed to file a report required by subchapter I of this chapter, and such finding is made before the expiration of the time within which the failure to file such report may be prosecuted as a violation of

such subchapter I, such person shall be disqualified from becoming a candidate in any future election for Federal office for a period of time beginning on the date of such finding and ending one year after the expiration of the term of the Federal office for which such person was a candidate.

(b) Judicial review of findings.

Any finding by the Commission under subsection (a) of this section shall be subject to judicial review in accordance with the provisions of chapter 7 of Title 5. (Pub. L. 92–225, title IV, § 407 as added Pub. L. 93–443, title III, § 302, Oct. 15, 1974, 88 Stat. 1290.)

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410 (a) of Pub. L. 93–443, set out as a note under section 431 of this title.

Chapter 15.—OFFICE OF TECHNOLOGY ASSESSMENT [New]

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(b) Recordkeeping by contractors and other parties entering into contracts and other arrangements with Office; availability of books and records to Office and Comptroller General for audit and examination.
(c) Operation of laboratories, pilot plants, or test facilities.
(d) Requests to executive departments or agencies for information, suggestions, estimates, statistics, and technical assistance; duty of executive departments and agencies to furnish information, etc.
(e) Requests to heads of executive departments or agencies for detail of personnel; reimbursement.
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(e) Payment to Comptroller General and Director of Congressional Research Service of travel and other necessary expenses; payment to members appointed from public of compensation and reimbursement for travel, subsistence, and other necessary expenses.
477. Utilization of services of Library of Congress.
(a) Authority of Librarian to make available services and assistance of Congressional Research Service.
(b) Scope of services and assistance.
(c) Services or responsibilities performed by Congressional Research Service for Congress not altered or modified; authority of Librarian to establish within Congressional Research Service additional divisions, etc.
(d) Reimbursement for services and assistance.
478. Utilization of services of General Accounting Offices.
(a) Authority of General Accounting Office to furnish financial and administrative services.
(b) Scope of services and assistance.
(c) Services or responsibilities performed by General Accounting Office for Congress not altered or modified.
(d) Reimbursement for services and assistance.
479. Coordination of activities with National Science Foundation.
480. Annual report to Congress.
481. Authorization of appropriations; availability of appropriations.

§ 471. Congressional findings and declaration of purpose.

The Congress hereby finds and declares that:

(a) As technology continues to change and expand rapidly, its applications are—

(1) large and growing in scale; and

(2) increasingly extensive, pervasive, and critical in their impact, beneficial and adverse, on the natural and social environment.

(b) Therefore, it is essential that, to the fullest extent possible, the consequences of technological applications be anticipated, understood, and considered in determination of public policy on existing and emerging national problems.

(c) The Congress further finds that:

(1) the Federal agencies presently responsible directly to the Congress are not designed to provide the legislative branch with adequate and timely information, independently developed, relating to the potential impact of technological applications, and

(2) the present mechanisms of the Congress do not and are not designed to provide the legislative branch with such information.

(d) Accordingly, it is necessary for the Congress to—

(1) equip itself with new and effective means for securing competent, unbiased information concerning the physical, biological, economic, social, and political effects of such applications; and

(2) utilize this information, whenever appropriate, as one factor in the legislative assessment of matters pending before the Congress, particularly in those instances where the Federal Government may be called upon to consider support for, or management or regulation of, technological applications.

(Pub. L. 92–484, § 2, Oct. 13, 1972, 86 Stat. 797.)

SHORT TITLE

Section 1 of Pub. L. 92-484 provided: "That this Act [which enacted this chapter and amended section 1862 of Title 42] may be cited as the "Technology Assessment Act of 1972'."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 472 of this title.

§ 472. Office of Technology Assessment.

(a) Creation.

In accordance with the findings and declaration of purpose in section 471 of this title, there is hereby created the Office of Technology Assessment (hereinafter referred to as the "Office") which shall be within and responsible to the legislative branch of the Government.

(b) Composition.

The Office shall consist of a Technology Assessment Board (hereinafter referred to as the "Board") which shall formulate and promulgate the policies of the Office, and a Director who shall carry out such policies and administer the operations of the Office.

(c) Functions and duties.

The basic function of the Office shall be to provide early indications of the probable beneficial and adverse impacts of the applications of technology and to develop other coordinate information which may assist the Congress. In carrying out such function, the Office shall:

(1) identify existing or probable impacts of technology or technological programs;

(2) where possible, ascertain cause-and-effect relationships;

(3) identify alternative technological methods of implementing specific programs;

(4) identify alternative programs for achieving requisite goals;

(5) make estimates and comparisons of the impacts of alternative methods and programs;

(6) present findings of completed analyses to the appropriate legislative authorities;

(7) identify areas where additional research or data collection is required to provide adequate support for the assessments and estimates described in paragraph (1) through (5) of this subsection; and

(8) undertake such additional associated activities as the appropriate authorities specified under subsection (d) of this section may direct.

(d) Initiation of assessment activities.

Assessment activities undertaken by the Office may be initiated upon the request of:

(1) the chairman of any standing, special, or select committee of either House of the Congress, or of any joint committee of the Congress, acting for himself or at the request of the ranking minority member or a majority of the committee members;

(2) the Board; or

(3) the Director, in consultation with the Board.

(e) Availability of information.

Assessments made by the Office, including information, surveys, studies, reports, and findings related thereto, shall be made available to the initiating committee or other appropriate committees of the Congress. In addition, any such information, surveys, studies, reports, and findings produced by the Office may be made available to the public except where—

(1) to do so would violate security statutes; or

(2) the Board considers it necessary or advisable to withhold such information in accordance with one or more of the numbered paragraphs in section 552(b) of Title 5.

(Pub. L. 92-484, § 3, Oct. 13, 1972, 86 Stat. 797.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 476 of this title.

§ 473. Technology Assessment Board.

(a) Membership.

The Board shall consist of thirteen members as follows:

(1) six Members of the Senate, appointed by the President pro tempore of the Senate, three from the majority party and three from the minority party;

(2) six Members of the House of Representatives appointed by the Speaker of the House of Representatives, three from the majority party and three from the minority party; and

(3) the Director, who shall not be a voting member.

(b) Execution of functions during vacancies; filling of vacancies.

Vacancies in the membership of the Board shall not affect the power of the remaining members to execute the functions of the Board and shall be filled in the same manner as in the case of the original appointment.

(c) Chairman and vice chairman; selection procedure.

The Board shall select a chairman and a vice chairman from among its members at the beginning of each Congress. The vice chairman shall act in the place and stead of the chairman in the absence of the chairman. The chairmanship and the vice chairmanship shall alternate between the Senate and the House of Representatives with each Congress. The chairman during each even-numbered Congress shall be selected by the Members of the House of Representatives on the Board from among their number. The vice chairman during each Congress shall be chosen in the same manner from that House of Congress other than the House of Congress of which the chairman is a Member.

(d) Meetings; powers of Board.

The Board is authorized to sit and act at such places and times during the sessions, recesses, and adjourned periods of Congress, and upon a vote of a majority of its members, to require by subpena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths and affirmations, to take such testimony, to procure such printing and binding, and to make such expenditures, as it deems advisable. The Board may make such rules respecting its organization and procedures as it deems necessary, except that no recommendation shall be reported from the Board unless a majority of the

Board assent. Subpenas may be issued over the signature of the chairman of the Board or of any voting member designated by him or by the Board, and may be served by such person or persons as may be designated by such chairman or member. The chairman of the Board or any voting member thereof may administer oaths or affirmations to witnesses. (Pub. L. 92–484, § 4, Oct. 13, 1972, 86 Stat. 798).

§ 474. Director of Office of Technology Assessment.

(a) Appointment; term; compensation.

The Director of the Office of Technology Assesment shall be appointed by the Board and shall serve for a term of six years unless sooner removed by the Board. He shall receive basic pay at the rate provided for level III of the Executive Schedule under section 5314 of Title 5.

(b) Powers and duties.

In addition to the powers and duties vested in him by this chapter, the Director shall exercise such powers and duties as may be delegated to him by the Board.

(c) Deputy Director; appointment; functions; compensation.

The Director may appoint with the approval of the Board, a Deputy Director who shall perform such functions as the Director may prescribe and who shall be Acting Director during the absence or incapacity of the Director or in the event of a vacancy in the office of Director. The Deputy Director shall receive basic pay at the rate provided for level IV of the Executive Schedule under section 5315 of Title 5.

(d) Restrictions on outside employment activities of Director and Deputy Director.

Neither the Director nor the Deputy Director shall engage in any other business, vocation, or employment than that of serving as such Director or Deputy Director, as the case may be; nor shall the Director or Deputy Director, except with the approval of the Board, hold any office in, or act in any capacity for, any organization, agency, or institution with which the Office makes any contract or other arrangement under this chapter. (Pub. L. 92–484, § 5, Oct. 13, 1972, 86 Stat. 799.)

CODIFICATION

"This chapter" was in the original "this Act", referring to Pub. L. 92–484, which enacted this chapter and amended section 1862 of Title 42, The Public Health and Welfare.

§ 475. Powers of Office of Technology Assessment.

(a) Use of public and private personnel and organizations; formation of special ad hoc task forces; contracts with governmental, etc., agencies and instrumentalities; advance, progress, and other payments; utilization of services of voluntary and uncompensated personnel; acquisition, holding, and disposal of real and personal property; promulgation of rules and regulations.

The Office shall have the authority, within the limits of available appropriations, to do all things necessary to carry out the provisions of this chapter, including, but without being limited to, the authority to—

(1) make full use of competent personnel and organizations outside the Office, public or private, and form special ad hoc task forces or make other arrangements when appropriate;

(2) enter into contracts or other arrangements as may be necessary for the conduct of the work of the Office with any agency or instrumentality of the United States, with any State, territory, or possession or any political subdivision thereof, or with any person, firm, association, corporation, or educational institution, with or without reimbursement, without performance or other bonds, and without regard to section 5 of Title 41;

(3) make advance, progress, and other payments which relate to technology assessment without regard to the provisions of section 529 of Title 31;

(4) accept and utilize the services of voluntary and uncompensated personnel necessary for the conduct of the work of the Office and provide transportation and subsistence as authorized by section 5703 of Title 5 for persons serving without compensation;

(5) acquire by purchase, lease, loan, or gift, and hold and dispose of by sale, lease, or loan, real and personal property of all kinds necessary for or resulting from the exercise of authority granted by this chapter; and

(6) prescribe such rules and regulations as it deems necessary governing the operation and organization of the Office.

(b) Recordkeeping by contractors and other parties entering into contracts and other arrangements with Office; availability of books and records to Office and Comptroller General for audit and examination.

Contractors and other parties entering into contracts and other arrangements under this section which involve costs to the Government shall maintain such books and related records as will facilitate an effective audit in such detail and in such manner as shall be prescribed by the Office, and such books and records (and related documents and papers) shall be available to the Office and the Comptroller General of the United States, or any of their duly authorized representatives, for the purpose of audit and examination.

(c) Operation of laboratories, pilot plants, or test facilities.

The Office, in carrying out the provisions of this chapter, shall not, itself, operate any laboratories, pilot plants, or test facilities.

(d) Requests to executive departments or agencies for information, suggestions, estimates, statistics, and technical assistance; duty of executive departments and agencies to furnish information, etc.

The Office is authorized to secure directly from any executive department or agency information, suggestions, estimates, statistics, and technical assistance for the purpose of carrying out its functions under this chapter. Each such executive department or agency shall furnish the information, suggestions, estimates, statistics, and technical assistance directly to the Office upon its request.

(e) Requests to heads of executive departments or agencies for detail of personnel; reimbursement.

On request of the Office, the head of any executive department or agency may detail, with or without

reimbursement, any of its personnel to assist the Office in carrying out its functions under this chapter.

(f) Appointment and compensation of personnel.

The Director shall, in accordance with such policies as the Board shall prescribe, appoint and fix the compensation of such personnel as may be necessary to carry out the provisions of this chapter. (Pub. L. 92–484, § 6, Oct. 13, 1972, 86 Stat. 799.)

CODIFICATION

"This chapter" was in the original "this Act", referring to Pub. L. 92–484, which enacted this chapter and amended section 1862 of Title 42, The Public Health and Welfare.

§ 476. Technology Assessment Advisory Council.

(a) Establishment; composition.

The Office shall establish a Technology Assessment Advisory Council (hereinafter referred to as the "Council"). The Council shall be composed of the following twelve members:

(1) ten members from the public, to be appointed by the Board, who shall be persons eminent in one or more fields of the physical, biological, or social sciences or engineering or experienced in the administration of technological activities, or who may be judged qualified on the basis of contributions made to educational or public activities;

(2) the Comptroller General; and

(3) the Director of the Congressional Research Service of the Library of Congress.

(b) Duties.

The Council, upon request by the Board, shall—

(1) review and make recommendations to the Board on activities undertaken by the Office or on the initiation thereof in accordance with section 472(d) of this title;

(2) review and make recommendations to the Board on the findings of any assessment made by or for the Office; and

(3) undertake such additional related tasks as the Board may direct.

(c) Chairman and Vice Chairman; election by Council from members appointed from public; terms and conditions of service.

The Council by majority vote, shall elect from its members appointed under subsection (a)(1) of this section a Chairman and a Vice Chairman, who shall serve for such time and under such conditions as the Council may prescribe. In the absence of the Chairman, or in the event of his incapacity, the Vice Chairman shall act as Chairman.

(d) Terms of office of members appointed from public; reappointment.

The term of office of each member of the Council appointed under subsection (a)(1) of this section shall be four years except that any such member appointed to fill a vacancy occuring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term. No person shall be appointed a member of the Council under subsection (a)(1) of this section more than twice. Terms of the members appointed under subsection (a)(1) of this section shall be staggered so as to establish a rotating membership according to such method as the Board may devise.

(e) Payment to Comptroller General and Director of Congressional Research Service of travel and other necessary expenses; payment to members appointed from public of compensation and reimbursement for travel, subsistence, and other necessary expenses.

(1) The members of the Council other than those appointed under subsection (a)(1) of this section shall receive no pay for their services as members of the Council, but shall be allowed necessary travel expenses (or, in the alternative, mileage for use of privately owned vehicles and a per diem in lieu of subsistence at not to exceed the rate prescribed in sections 5702 and 5704 of Title 5), and other necessary expenses incurred by them in the performance of duties vested in the Council, without regard to the provisions of subchapter 1 of chapter 57 and section 5731 of Title 5, and regulations promulgated thereunder.

(2) The members of the Council appointed under subsection (a)(1) shall receive compensation for each day engaged in the actual performance of duties vested in the Council at rates of pay not in excess of the daily equivalent of the highest rate of basic pay set forth in the General Schedule of section 5332(a) of Title 5, and in addition shall be reimbursed for travel, subsistence, and other necessary expenses in the manner provided for other members of the Council under paragraph (1) of this subsection. (Pub. L. 92–484, § 7, Oct. 13, 1972, 86 Stat. 800.)

TERMINATION OF ADVISORY COUNCILS

Advisory Councils in existence on Jan. 5, 1973, to terminate not later than the expiration of the two-year period following Jan. 5, 1973, unless, in the case of a council established by the President or an officer of the Federal Government, such council is renewed by appropriate action prior to the expiration of such two-year period, or in the case of a council established by the Congress, its duration is otherwise provided by law, see sections 3(2) and 14 of Pub. L. 92–463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 477. Utilization of services of Library of Congress.

(a) Authority of Librarian to make available services and assistance of Congressional Research Service.

To carry out the objectives of this chapter, the Librarian of Congress is authorized to make available to the Office such services and assistance of the Congressional Research Service as may be appropriate and feasible.

(b) Scope of services and assistance.

Such services and assistance made available to the Office shall include, but not be limited to, all of the services and assistance which the Congressional Research Service is otherwise authorized to provide to the Congress.

(c) Services or responsibilities performed by Congressional Research Service for Congress not altered or modified; authority of Librarian to establish within Congressional Research Service additional divisions, etc.

Nothing in this section shall alter or modify any services or responsibilities, other than those performed for the Office, which the Congressional Research Service under law performs for or on behalf

of the Congress. The Librarian is, however, authorized to establish within the Congressional Research Service such additional divisions, groups, or other organizational entities as may be necessary to carry out the purpose of this chapter.

(d) Reimbursement for services and assistance.

Services and assistance made available to the Office by the Congressional Research Service in accordance with this section may be provided with or without reimbursement from funds of the Office, as agreed upon by the Board and the Librarian of Congress. (Pub. L. 92–484, § 8, Oct. 13, 1972, 86 Stat. 801.)

CODIFICATION

"This chapter" was in the original "this Act," referring to Pub. L. 92–484, which enacted this chapter and amended section 1862 of Title 42, The Public Health and Welfare.

§ 478. Utilization of services of General Accounting Offices.

(a) Authority of General Accounting Office to furnish financial and administrative services.

Financial and administrative services (including those related to budgeting, accounting, financial reporting, personnel, and procurement) and such other services as may be appropriate shall be provided the Office by the General Accounting Office.

(b) Scope of services and assistance.

Such services and assistance to the Office shall include, but not be limited to, all of the services and assistance which the General Accounting Office is otherwise authorized to provide to the Congress.

(c) Services or responsibilities performed by General Accounting Office for Congress not altered or modified.

Nothing in this section shall alter or modify any services or responsibilities, other than those performed for the Office, which the General Accounting Office under law performs for or on behalf of the Congress.

(d) Reimbursement for services and assistance.

Services and assistance made available to the Office by the General Accounting Office in accordance with this section may be provided with or without reimbursement from funds of the Office, as agreed upon by the Board and the Comptroller General. (Pub. L. 92–484, § 9, Oct. 13, 1972, 86 Stat. 802.)

§ 479. Coordination of activities with National Science Foundation.

The Office shall maintain a continuing liaison with the National Science Foundation with respect to—

(1) grants and contracts formulated or activated by the Foundation which are for purposes of technology assessment; and

(2) the promotion of coordination in areas of technology assessment, and the avoidance of unnecessary duplication or overlapping of research activities in the development of technology assessment techniques and programs.

(Pub. L. 92–484, § 10(a), Oct. 13, 1972, 86 Stat. 802.)

§ 480. Annual report to Congress.

The Office shall submit to the Congress an annual report which shall include, but not be limited to, an evaluation of technology assessment technique and identification, insofar as may be feasible, of technological areas and programs requiring future analysis. Such report shall be submitted not later than March 15 of each year. (Pub. L. 92–484, § 11, Oct. 13, 1972, 86 Stat. 802.)

§ 481. Authorization of appropriations; availability of appropriations.

(a) To enable the Office to carry out its powers and duties, there is hereby authorized to be appropriated to the Office, out of any money in the Treasury not otherwise appropriated, not to exceed $5,000,000 in the aggregate for the two fiscal years ending June 30, 1973, and June 30, 1974, and thereafter such sums as may be necessary.

(b) Appropriations made pursuant to the authority provided in subsection (a) of this section shall remain available for obligation, for expenditure, or for obligation and expenditure for such period or periods as may be specified in the Act making such appropriations. (Pub. L. 92–484, § 12, Oct. 13, 1972, 86 Stat. 803.)

CHAPTER 16.—CONGRESSIONAL STANDARDS AND CONDUCT [New]

Sec.

501. House Commission on Congressional Mailing Standards.
(a) Establishment; designation.
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(c) Assistance and use of personnel, including chief counsel, of Committee on Post Office and Civil Service of the House.
(d) Advisory opinions or consultations respecting franked mail for persons entitled to franking privilege; franking privilege regulations.
(e) Complaint of franked mail violations; investigation; notice and hearing; conclusiveness of findings; decision of Commission; judicial review; reference of certain violations to Committee on Standards of Official Conduct of the House for appropriate action and enforcement; administrative procedure regulations.
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502. Select Committee on Standards and Conduct of the Senate.
(a) Advisory opinions or consultations respecting franked mail for persons entitled to franking privilege; franking privilege regulations.
(b) Complaint of franked mail violations; investigation; notice and hearing; decision of select committee; enforcement.
(c) Administrative or judicial jurisdiction of civil actions respecting franking law violations or abuses of franking privilege dependent on filing of complaint with select committee and rendition of decision by such committee.
(d) Administrative procedure regulations.
(e) Property of Senate; records of select committee; voting record; location of records, data, and files.

§ 501. House Commission on Congressional Mailing Standards.

(a) Establishment; designation.

There is established a special commission of the House of Representatives, designated the "House

Commission on Congressional Mailing Standards" (herein referred to as the "Commission").

(b) Membership; political party representation; Chairman; vacancies; quorum.

The Commission shall be composed of six Members appointed by the Speaker of the House, three from the majority political party, and three from the minority political party, in the House. The Speaker shall designate as Chairman of the Commission, from among the members of the Committee on Post Office and Civil Service of the House, one of the Members appointed to the Commission. A vacancy in the membership of the Commission shall be filled in the same manner as the original appointment. Four members of the Commission shall constitute a quorum to do business.

(c) Assistance and use of personnel, including chief counsel, of Committee on Post Office and Civil Service of the House.

In performing its duties and functions, the Commission may use such personnel, office space, equipment, and facilities of, and obtain such other assistance from, the Committee on Post Office and Civil Service of the House, as such committee shall make available to the Commission. Such personnel and assistance shall include, in all cases, the services and assistance of the chief counsel or other head of the professional staff (by whatever title designated) of such committee. All assistance so furnished to the Commission by the Committee on Post Office and Civil Service shall be sufficient to enable the Commission to perform its duties and functions efficiently and effectively.

(d) Advisory opinions or consultations respecting franked mail for persons entitled to franking privilege regulations.

The Commission shall provide guidance, assistance, advice, and counsel, through advisory opinions or consultations, in connection with the mailing or contemplated mailing of franked mail under section 3210, 3211, 3212, 3213(2), 3218, or 3219, and in connection with the operation of section 3215, of Title 39, upon the request of any Member of the House or Member-elect, Resident Commissioner or Resident Commissioner-elect, Delegate or Delegate-elect, surviving spouse of any of the foregoing, or other House official, entitled to send mail as franked mail under any of those sections. The Commission shall prescribe regulations governing the proper use of the franking privilege under those sections by such persons.

(e) Complaint of franked mail violations; investigation; notice and hearing; conclusiveness of findings; decision of Commission; judicial review; reference of certain violations to Committee on Standards of Official Conduct of the House for appropriate action and enforcement; administrative procedure regulations.

Any complaint by any person that a violation of any section of Title 39 referred to in subsection (d) of this section is about to occur, or has occurred within the immediately preceding period of one year, by any person referred to in such subsection (d), shall contain pertinent factual material and shall conform to regulations prescribed by the Commission. The Commission, if it determines there is reasonable justification for the complaint, shall conduct an investigation of the matter, including an investigation of reports and statements filed by the complainant with respect to the matter which is the subject of the complaint. The Commission shall afford to the person who is the subject of the complant due notice and, if it determines that there is substantial reason to believe that such violation has occurred or is about to occur, opportunity for all parties to participate in a hearing before the Commission. The Commission shall issue a written decision on each complant under this subsection not later than thirty days after such a complaint has been filed or, if a hearing is held, not later than thirty days after the conclusion of such hearing. Such decision shall be based on written findings of fact in the case by the Commission. Such findings of fact by the Commission on which its decision is based are binding and conclusive for all judicial and administrative purposes, including purposes of any judicial challenge or review. Any judicial review of such decision, if ordered on any ground, shall be limited to matters of law. If the Commission finds in its written decision, that a serious and willful violation has occurred or is about to occur, it may refer such decision to the Committee on Standards of Official Conduct of the House of Representatives for appropriate action and enforcement by the committee concerned in accordance with applicable rules and precedents of the House and such other standards as may be prescribed by such committee. Notwithstanding any other provision of law, no court or administrative body in the United States or in any territory thereof shall have jurisdiction to entertain any civil action of any character concerning or related to a violation of the franking laws or an abuse of the franking privilege by any person listed under subsection (d) of this section as entitled to send mail as franked mail, except judicial review of the decisions of the Commission under this subsection. The Commission shall prescribe regulations for the holding of the investigations and hearings, the conduct of proceedings, and the rendering of decisions under this subsection providing for equitable procedures and the protection of individual, public, and Government interests. The regulations shall, insofar as practicable, contain the substance of the administrative procedure provisions of sections 551–559, and 701–706, of Title 5. These regulations shall govern matters under this subsection subject to judicial review thereof.

(f) Procedural considerations; sessions, place and time; subpenas, issuance and service; oaths and affirmations; testimony; printing and binding; expenditures; organizational and procedural regulations; majority assent.

The Commission may sit and act at such places and times during the sessions, recesses, and adjourned periods of Congress, require by subpena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, administer such oaths and affirmations, take such testimony, procure such printing and binding, and make such expenditures, as the Commission considers advisable. The Commission may make such rules respecting its organization and procedures as it considers necessary, except that no action shall be taken by the Commission unless a majority of the

Commission assent. Subpenas may be issued over the signature of the Chairman of the Commission or of any member designated by him or by the Commission, and may be served by such person or persons as may be designated by such Chairman or member. The Chairman of the Commission or any member thereof may administer oaths or affirmations to witnesses.

(g) Property of Commission; records; voting record; location of records, data, and files.

The Commission shall keep a complete record of all its actions, including a record of the votes on any question on which a record vote is demanded. All records, data, and files of the Commission shall be the property of the Commission and shall be kept in the offices of the Commission or such other places as the Commission may direct. (Pub. L. 93–191, § 5, Dec. 18, 1973, 87 Stat. 742, amended Pub. L. 93–255, § 3(a), Mar. 27, 1974, 88 Stat. 52.)

AMENDMENTS

1974—Subsec. (d). Pub. L. 93–255 inserted reference to section 3219 of Title 39.

EFFECTIVE DATE

Section effective Dec. 18, 1973, see section 14 of Pub. L. 93–191, set out as a note under section 3210 of Title 39, Postal Service.

§ 502. Select Committee on Standards and Conduct of the Senate.

(a) Advisory opinions or consultations respecting franked mail for persons entitled to franking privilege; franking privilege regulations.

The Select Committee on Standards and Conduct of the Senate shall provide guidance, assistance, advice and counsel, through advisory opinions or consultations, in connection with the mailing or contemplated mailing of franked mail under section 3210, 3211, 3212, 3213(2), 3218, or 3219, and in connection with the operation of section 3215, of Title 39, upon the request of any Member of the Senate or Member-elect, surviving spouse of any of the foregoing, or other Senate official, entitled to send mail as franked mail under any of those sections. The select committee shall prescribe regulations governing the proper use of the franking privilege under those sections by such persons.

(b) Complaint of franking mail violations; investigation; notice and hearing; decision of select committee; enforcement.

Any complaint filed by any person with the select committee that a violation of any section of Title 39 referred to in subsection (a) of this section is about to occur or has occurred within the immediately preceding period of one year, by any person referred to in such subsection (a), shall contain pertinent factual material and shall conform to regulations prescribed by the select committee. The select committee, if it determines there is reasonable justification for the complaint, shall conduct an investigation of the matter, including an investigation of reports and statements filed by the complainant with respect to the matter which is the subject of the complaint. The committee shall afford to the person who is the subject of the complaint due notice and, if it determines that there is substantial reason to believe that such violation has occurred or is about to occur, opportunity for all parties to participate in a hearing before the select committee. The select committee shall issue a written decision on each complaint under this subsection not later than thirty days after such a complaint has been filed or, if a hearing is held, not later than thirty days after the conclusion of such hearing. Such decision shall be based on written findings of fact in the case by the select committee. If the select committee finds, in its written decision, that a violation has occurred or is about to occur, the committee may take such action and enforcement as it considers appropriate in accordance with applicable rules, precedents, and standing orders of the Senate, and such other standards as may be prescribed by such committee.

(c) Administrative or judicial jurisdiction of civil actions respecting franking law violations or abuses of franking privilege dependent on filing of complaint with select committee and rendition of decision by such committee.

Notwithstanding any other provision of law, no court or administrative body in the United States or in any territory thereof shall have jurisdiction to entertain any civil action of any character concerning or related to a violation of the franking laws or an abuse of the franking privilege by any person listed under subsection (a) of this section as entitled to send mail as franked mail, until a complaint has been filed with the select committee and the committee has rendered a decision under subsection (b) of this section.

(d) Administrative procedure regulations.

The select committee shall prescribe regulations for the holding of investigations and hearings, the conduct of proceedings, and the rendering of decisions under this subsection providing for equitable procedures and the protection of individual, public, and Government interests. The regulations shall, insofar as practicable, contain the substance of the administrative procedure provisions of sections 551–559 and 701–706, of Title 5. These regulations shall govern matters under this subsection subject to judicial review thereof.

(e) Property of Senate; records of select committee; voting record; location of records, data, and files.

The select committee shall keep a complete record of all its actions, including a record of the votes on any question on which a record vote is demanded. All records, data, and files of the select committee shall be the property of the Senate and shall be kept in the offices of the select committee or such other places as the committee may direct. (Pub. L. 93–191, § 6, Dec. 18, 1973, 87 Stat. 744, amended Pub. L. 93–255, § 3(b), Mar. 27, 1974, 88 Stat. 52.)

AMENDMENTS

1974—Subsec. (a). Pub. L. 93–255 inserted reference to section 3219 of Title 39.

EFFECTIVE DATE

Section effective Dec. 18, 1973, see section 14 of Pub. L. 93–191, set out as a note under section 3210 of Title 39, Postal Service.

Chapter 17.—CONGRESSIONAL BUDGET OFFICE [NEW]

Sec.
601. Establishment.
(a) In general.
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(f) Appropriations.
602. Duties and functions.
(a) Assistance to budget committees.
(b) Assistance to committees on appropriations ways and means, and finance.
(c) Assistance to other committees and members.
(d) Assignment of office personnel to committees and joint committees.
(e) Transfer of functions of joint committee on reduction of federal expenditures.
(f) Reports to budget committees.
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603. Public access to budget data.
(a) Right to copy.
(b) Index.
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(d) Information obtained for Committees and members.
604. Contractual authority.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 31 section 1302.

§ 601. Establishment.

(a) In general.

(1) There is established an office of the Congress to be known as the Congressional Budget Office (hereinafter in this chapter referred to as the "Office"). The Office shall be headed by a Director; and there shall be a Deputy Director who shall perform such duties as may be assigned to him by the Director and, during the absence or incapacity of the Director or during a vacancy in that office, shall act as Director.

(2) The Director shall be appointed by the Speaker of the House of Representatives and the President pro tempore of the Senate after considering recommendations received from the Committees on the Budget of the House and the Senate, without regard to political affiliation and solely on the basis of his fitness to perform his duties. The Deputy Director shall be appointed by the Director.

(3) The term of office of the Director first appointed shall expire at noon on January 3, 1979, and the terms of office of Directors subsequently appointed shall expire at noon on January 3 of each fourth year thereafter. Any individual appointed as Director to fill a vacancy prior to the expiration of a term shall serve only for the unexpired portion of that term. An individual serving as Director at the expiration of a term may continue to serve until his successor is appointed. Any Deputy Director shall serve until the expiration of the term of office of the Director who appointed him (and until his successor is appointed), unless sooner removed by the Director.

(4) The Director may be removed by either House by resolution.

(5) The Director shall receive compensation at a per annum gross rate equal to the rate of basic pay, as in effect from time to time, for level III of the Executive Schedule in section 5314 of Title 5. The Deputy Director shall receive compensation at a per annum gross rate equal to the rate of basic pay, as so in effect, for level IV of the Executive Schedule in section 5315 of such title.

(b) Personnel.

The Director shall appoint and fix the compensation of such personnel as may be necessary to carry out the duties and functions of the Office. All personnel of the Office shall be appointed without regard to political affiliation and solely on the basis of their fitness to perform their duties. The Director may prescribe the duties and responsibilities of the personnel of the Office, and delegate to them authority to perform any of the duties, powers, and functions imposed on the Office or on the Director. For purposes of pay (other than pay of the Director and Deputy Director) and employment benefits, rights, and privileges, all personnel of the Office shall be treated as if they were employees of the House of Representatives.

(c) Experts and consultants.

In carrying out the duties and functions of the Office, the Director may procure the temporary (not to exceed one year) or intermittent services of experts or consultants or organizations thereof by contract as independent contractors, or, in the case of individual experts or consultants, by employment at rates of pay not in excess of the daily equivalent of the highest rate of basic pay payable under the General Schedule of section 5332 of Title 5.

(d) Relationship to executive branch.

The Director is authorized to secure information, data, estimates, and statistics directly from the various departments, agencies, and establishments of the executive branch of Government and the regulatory agencies and commissions of the Government. All such departments, agencies, establishments, and regulatory agencies and commissions shall furnish the Director any available material which he determines to be necessary in the performance of his duties and functions (other than material the disclosure of which would be a violation of law). The Director is also authorized, upon agreement with the head of any such department, agency, establishment, or regulatory agency or commission, to utilize its services, facilities, and personnel with or without reimbursement; and the head of each such department, agency, establishment, or regulatory agency or commission is authorized to provide the Office such services, facilities, and personnel.

(e) Relationship to other agencies of Congress.

In carrying out the duties and functions of the Office, and for the purpose of coordinating the operations of the Office with those of other congressional agencies with a view to utilizing most effectively the information, services, and capabilities of all such agencies in carrying out the various responsibilities assigned to each, the Director is authorized to obtain information, data, estimates, and statistics developed by the General Accounting Office, the Library of Congress, and the Office of Technology Assessment, and (upon agreement with them) to utilize their services, facilities, and personnel with or without reimbursement. The Comptroller General, the Librarian of Congress, and the Technology Assessment Board, are

authorized to provide the Office with the information, data, estimates, and statistics, and the services, facilities, and personnel, referred to in the preceding sentence.

(f) Appropriations.

There are authorized to be appropriated to the Office for each fiscal year such sums as may be necessary to enable it to carry out its duties and functions. Until sums are first appropriated pursuant to the preceding sentence, but for a period not exceeding 12 months following the effective date of this subsection, the expenses of the Office shall be paid from the contingent fund of the Senate, in accordance with section 68 of this title, and upon vouchers approved by the Director. (Pub. L. 93–344, title II, § 201, July 12, 1974, 88 Stat. 302.)

EFFECTIVE DATE

Subsec. (a) effective July 12, 1974, see section 905(a) of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

Subsecs. (b)–(f) effective on the day on which the first Director of the Congressional Budget Office is appointed under subsec. (a), see section 905(b) of Pub. L. 93–344, set out as a note under section 1301 of Title 31.

SHORT TITLE

Pub. L. 93–344, which enacted this chapter, to be cited in its entirety as the "Congressional Budget and Impoundment Control Act of 1974", with titles I through IX thereof to be cited as the "Congressional Budget Act of 1974", see section 1(a) of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

JOINT COMMITTEE ON ATOMIC ENERGY

Members of the House of Representatives and of the Senate who are members of the Joint Committee on Atomic Energy to be treated as standing committees of the House of Representatives and of the Senate, respectively, for purposes of this chapter, see section 1302(b) of Title 31, Money and Finance.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 603 of this title.

§ 602. Duties and functions.

(a) Assistance to budget committees.

It shall be the duty and function of the Office to provide to the Committees on the Budget of both Houses information which will assist such committees in the discharge of all matters within their jurisdictions, including (1) information with respect to the budget, appropriation bills, and other bills authorizing or providing budget authority or tax expenditures, (2) information with respect to revenues, receipts, estimated future revenues and receipts, and changing revenue conditions, and (3) such related information as such Committee may request.

(b) Assistance to Committees on Appropriations, Ways and Means, and Finance.

At the request of the Committee on Appropriations of either House, the Committee on Ways and Means of the House of Representatives, or the Committee on Finance of the Senate, the Office shall provide to such Committee any information which will assist it in the discharge of matters within its jurisdiction, including information described in clauses (1) and (2) of subsection (a) of this section and such related information as the Committee may request.

(c) Assistance to other committees and members.

(1) At the request of any other committee of the House of Representatives or the Senate or any joint committee of the Congress, the Office shall provide to such committee or joint committee any information compiled in carrying out clauses (1) and (2) of subsection (a) of this section, and, to the extent practicable, such additional information related to the foregoing as may be requested.

(2) At the request of any Member of the House or Senate, the Office shall provide to such Member any information compiled in carrying out clauses (1) and (2) of subsection (a) of this section, and, to the extent available, such additional information related to the foregoing as may be requested.

(d) Assignment of office personnel to committees and joint committees.

At the request of the Committee on the Budget of either House, personnel of the Office shall be assigned, on a temporary basis, to assist such committee. At the request of any other committee of either House or any joint committee of the Congress, personnel of the Office may be assigned, on a temporary basis, to assist such committee or joint committee with respect to matters directly related to the applicable provisions of subsection (b) or (c) of this section.

(e) Transfer of functions of Joint Committee on Reduction of Federal Expenditures.

The duties, functions, and personnel of the Joint Committee on Reduction of Federal Expenditures are transferred to the Office, and the Joint Committee is abolished.

(f) Reports to Budget Commit'ees.

(1) On or before April 1 of each year, the Director shall submit to the Committees on the Budget of the House of Representatives and the Senate a report, for the fiscal year commencing on October 1 of that year, with respect to fiscal policy, including (A) alternative levels of total revenues, total new budget authority, and total outlays (including related surpluses and deficits), and (B) the levels of tax expenditures under existing law, taking into account projected economic factors and any changes in such levels based on proposals in the budget submitted by the President for such fiscal year. Such report shall also include a discussion of national budget priorities, including alternative ways of allocating budget authority and budget outlays for such fiscal year among major programs or functional categories, taking into account how such alternative allocations will meet major national needs and affect balanced growth and development of the United States.

(2) The Director shall from time to time submit to the Committees on the Budget of the House of Representatives and the Senate such further reports (including reports revising the report required by paragraph (1)) as may be necessary or appropriate to provide such Committees with information, data, and analyses for the performance of their duties and functions.

(g) Use of computers and other techniques.

The Director may equip the Office with up-to-date computer capability (upon approval of the Committee on House Administration of the House of Representatives and the Committee on Rules and Administration of the Senate), obtain the services of experts and consultants in computer technology, and

develop techniques for the evaluation of budgetary requirements. (Pub. L. 93–344, title II, § 202(a)–(e)(1), (f), (g), July 12, 1974, 88 Stat. 304, 305.)

EFFECTIVE DATE

Section effective on the day on which the first Director of the Congressional Budget Office is appointed under section 601(a) of this title, see section 905(b) of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

CODIFICATION

Subsec. (e)(2) of section 202 of Pub. L. 93–344 repealed section 571 of Title 31, Money and Finance.

§ 603. Public access to budget data.

(a) Right to copy.

Except as provided in subsections (c) and (d) of this section, the Director shall make all information, data, estimates, and statistics obtained under section 601(d) and (e) of this title available for public copying during normal business hours, subject to reasonable rules and regulations, and shall to the extent practicable, at the request of any person, furnish a copy of any such information, data, estimates, or statistics upon payment by such person of the cost of making and furnishing such copy.

(b) Index.

The Director shall develop and maintain filing, coding, and indexing systems that identify the information, data, estimates, and statistics to which subsection (a) of this section applies and shall make such systems available for public use during normal business hours.

(c) Exceptions.

Subsection (a) of this section shall not apply to information, data, estimates, and statistics—

(1) which are specifically exempted from disclosure by law; or

(2) which the Director determines will disclose—

(A) matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(B) information relating to trade secrets or financial or commercial information pertaining specifically to a given person if the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person; or

(C) personnel or medical data or similar data the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;

unless the portions containing such matters, information, or data have been excised.

(d) Information obtained for committees and members.

Subsection (a) of this section shall apply to any information, data, estimates, and statistics obtained at the request of any committee, joint committee, or Member unless such committee, joint committee, or Member has instructed the Director not to make such information, data, estimates, or statistics available for public copying. (Pub. L. 93–344, title II, § 203, July 12, 1974, 88 Stat. 305.)

EFFECTIVE DATE

Section effective on the day on which the first Director of the Congressional Budget Office is appointed under section 601(a) of this title, see section 905(b) of Pub. L. 93–344, set out as a note under section 1301 of Title 31, Money and Finance.

§ 604. Contractual authority.

The Congressional Budget Office shall have the authority to contract without regard to section 5 of Title 41. (Pub. L. 94–157, title I, ch. IV, Dec. 18, 1975, 89 Stat. 834.)

CODIFICATION

Section was enacted as a part of "Supplemental Appropriations Act 1976", and not as a part of Title II of "Congressional Budget and Impoundment Control Act of 1974", which is classified to this chapter.